Washington, Saturday, October 31, 1942

The President

EXECUTIVE ORDER 9260 LEGION OF MERIT

By virtue of and pursuant to the authority vested in me by section 2 of the act of July 20, 1942 (Public Law 671—77th Congress), I hereby prescribe the following rules and regulations for the award of the decoration of the "Legion of Merit" created by said act:

1. The decoration of the Legion of Merit shall be awarded by the President of the United States or at his direction to members of the armed forces of the United States and of the Government of the Commonwealth of the Philippines, and members of the armed forces of friendly foreign nations, who, after the proclamation of an emergency by the President on September 8, 1939, shall have distinguished themselves by exceptionally meritorious conduct in the performance of outstanding services.

2. Awards of the decoration of the Legion of Merit may be proposed to the President by the Secretary of War and by the Secretary of the Navy, each acting upon the recommendation of an officer of the armed forces of the United States who has personal knowledge of the services of the person recommended.

3. Recommendations for awards to members of the armed forces of friendly foreign nations shall be submitted to the President of the United States for his approval.

FRANKLIN D ROOSEVELT

THE WHITE HOUSE, October 29, 1942.

[F. R. Doc. 42-11081; Filed, October 30, 1942; 12:01 p. m.]

Regulations

TITLE 7-AGRICULTURE

Subchapter A—Office of the Secretary
PART 2—RATIONING OF FARM MACHINERY
AND EQUIPMENT

[Amendment 3 to Temporary Rationing Order A²]

NEW FARM MACHINERY AND EQUIPMENT Sections 2.8, 2.11, 2.22, 2.29 (c) and 2.36 are amended to read as follows:

14 F.R. 3851. 27 F.R. 7301, 7768, 8575.

§ 2.8 Persons who have ordered new farm machinery and equipment prior to the effective date of these regulations. Any person who has ordered new farm machinery and equipment included in Group A, prior to the effective date of this Temporary Rationing Order No. A. shall be entitled to receive a purchase certificate covering such machinery and equipment (without complying with the requirements of §§ 2.12 and 2.13): Provided, That such person submits to the county rationing committee evidence sufficient to satisfy the committee that such person ordered such new farm machinery and equipment prior to the effective date of this Temporary Ra-tioning Order No. A. Any person who has ordered new farm machinery and equipment included in Group B, prior to the effective date of this Temporary Rationing Order A, may receive such ma-chinery and equipment upon making the certification required by § 2.11 hereof. No transfer of new farm machinery and equipment made pursuant to this § 2.8 shall be valid unless delivery thereof is made to the purchaser before November 1, 1942: Provided, That this sentence of this section shall not apply to Puerto Rico.

§ 2.11 Acquisition of Group B new farm machinery and equipment. Any farmer may acquire new farm machinery and equipment in Group B by certifying with the person from whom he purchases such new farm machinery and equipment that it is necessary to use such farm machinery and equipment during the remainder of the calendar year 1942. Such certification shall be in the form listed in Schedule III attached hereto, which form shall be filed with and retained by the dealer. No transfer on such a certification shall be valid if delivery is not made to the purchaser before November 1, 1942: Provided, That this sentence of this section shall not apply to Puerto Rico.

§ 2.22 Expiration of certificates of purchase. No purchase shall be made pursuant to such a purchase certificate after October 31, 1942, and such purchase certificate shall not be valid to the extent that the new farm machinery and equipment described therein is not delivered to the applicant before November 1, 1942. If delivery is not made before November 1, 1942, the dealer shall

(Continued on next page)

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THE PRESIDENT

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return to the purchaser any consideration already received by him for the machinery and equipment not delivered. The provisions of this section shall not apply to Puerto Rico.

§ 2.29 Records to be kept by dealers. * * *

(c) Each dealer shall maintain a file containing the originals of all purchase certificates which have been accepted by him from applicants. However, on or before November 10, 1942, each dealer shall transmit to the issuing county rationing committee the originals and copies of all purchase certificates accepted by him with respect to which delivery of the new farm machinery and equipment described thereon had not been completed before November 1, 1942: Provided, That this sentence of this subsection shall not apply to Puerto Rico.

§ 2.36 Territorial limitation. Temporary Rationing Order A shall apply only within the limits of continental United States and of Puerto Rico.

* .

§ 2.38 Effective dates of amendments. * * *

(c) This Amendment 3 to Temporary Rationing Order A (§§ 2.8, 2.11, 2.22, 2.29 (c), and 2.36) shall be effective as of September 17, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. 1, Supp. Dir. 1-K, 7 F.R. 562, 7280; O.P.A. Order 28, 7 F.R. 7326, 8672)

Done at Washington, D. C., this 29th day of October 1942. Witness my hand and the seal of the Department of Agriculture.

GROVER B. HILL, Acting Secretary of Agriculture.

[F. R. Doc. 42-11080; Filed, October 30, 1942; 11:29 a. m.]

TITLE 14-CIVIL AVIATION

Chapter I—Civil Aeronautics Board [Regulations, Serial No. 243]

NORTHWEST AIRLINES

AUTHORIZATION TO OPERATE A CERTAIN AIRPLANE

Authorization to Northwest Airlines to operate a certain airplane without type certificated radio equipment.

certificated radio equipment.
Adopted by the Civil Aeronautics
Board at its office in Washington, D. C.,
on the 24th day of October, 1942.

It apearing that:

1. Northwest Airlines, Inc., is conducting an all cargo daylight contact operation between Minneapolis-St. Paul and Duluth, Minnesota;

2. The Stinson airplane regularly used in this operation is presently receiving a

major overhaul;

3. The plane available to conduct the operation during the interim is not equipped with the required radio facilities and such equipment is unavailable at the present time;

The Board finds that:

Its action is desirable in the public interest;

Now, therefore, The Civil Aeronautics Board, acting pursuant to the authority vested in it by the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a), 601, and 604, makes and promulgates the following Special Regulation:

Notwithstanding the provisions of § 40.335 of the Civil Air Regulations requiring an airplane engaged in scheduled air carrier operations to be equipped with a type certificated two-way radio telephone system, Northwest Airlines may, for a period of not to exceed 4 months from and after October 19, 1942, operate Stinson Aircraft NC 17129 in daylight contact flight carrying mail and goods only in scheduled operations between the terminal points of Minneapolis-St. Paul and Duluth, Minnesota: Provided, That such aircraft is equipped with an RCA AVR-7C receiver, an RCA AVT-7B transmitter, and a crystal controlled communications receiver satisfactory to the Administrator.

By the Civil Aeronautics Board.

[SEAL] DARWIN CHARLES BROWN, Secretary.

[F. R. Doc. 42-11072; Filed, October 30, 1942; 10:48 a. m.]

TITLE 29—LABOR

Chapter VIII—Commissioner of Internal Revenue

[T.D. 5176]

PART 1001-SALARY STABILIZATION UNIT

On October 27, 1942, the President approved regulations relating to wages and salaries prescribed by the Economic Stabilization Director under the Act of October 2, 1942, entitled "An Act to amend the Emergency Price Control Act

and for other purposes" (Fub. Law 729, 77th Cong.) and Executive Order No. 9260, dated October 3, 1942 (7 F.R. 7871). Those regulations conferred on the Commissioner of Internal Revenue authority to administer the provisions thereof relating to the stabilization and limitation of certain salaries. In the exercise of the authority so conferred on the Commissioner of Internal Revenue, the folaid in preventing inflation lowing regulations are hereby promulgated.

Salary Stabilization Unit. Authority of unit. Regional Offices. 1001.1 1001.2 1001.3

AUTHORITY: §§ 1001.1 to 1001.3, inclusive, issued under Pub. Law 729, 77th. Cong.; E.O. 9250, 7 F.E. 7871; Regs. of Economic Stabilization Director, dated October 27, 1042, 7 F.R. 8748.

§ 1001.1 Salary Stabilization Unit.
There is established a Salary Stabilization Unit, which shall be under the infernal revenue, appointed in accordance with law, and which shall be independent of all other units of the Bureau of Internal Revenue. supervision of a deputy commissioner of

§ 1001.3 Authority of unit. The Commissioner of Internal Revenue may confer upon the deputy commissioner in charge of the Salary Stabilization Unit

such powers and duties as he shall deem necessary for the effective administra-tion of the provisions of this Treasury decision.

deem necessary for the effective admin-istration of the provisions of this Treas-§ 1001.3 Regional Offices, The Commissioner of Internal Revenue may establish such regional offices as he shall ury decision.

Commissioner of Internal Revenue. Guy T. Helvering, [SEVI]

Approved: October 29, 1942. JOHN L. SULLIVAN,

[F. R. Doc. 42–11062; Filed, October 29, 1942; 4:40 p. m.] Acting Secretary of the Treasury.

entitled matter; and

poses of the Act:

Chapter III-Bituminous Coal Division TITLE 30-MINERAL RESOURCES [Docket No. A-1668]

SCHEDULE, onden gnanting nelief, etc. Price 322—Minibium Price District No. 2 Part

Order granting temporary relief and conditionally providing for final relief in the matter of the petition of District Board 2 for the establishment of price

It is jurther ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filled with the Division within forty-five (45) days from the date of this Order, of 1937, having been duly filed with this prices for the coals of certain mines in District 2. tion 4 II (d) of the Bituminous Coal Act An original petition, pursuant to sec-Division by the above-named party, reclassifications and minimum

pursuant to the Rules and Regulations

fications and minimum prices for the coals of certain mines in District 2; and

It appearing that a reasonable show-

questing the establishment, both temporary and permanent, of price classi-

Governing Practice and Procedure before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (6) days from the date of this Order, granting of temporary relief in the man-ner hereinafter set forth; and No petitions of intervention having been filed with the Division in the aboveing of necessity has been made for the

changes, if any, made in minimum prices by the Acting Director's Order of August 28, 1942, *TFR*, 6943, in General Docket IN. 21. Except as otherwise stated hereln, the minimum prices in the attached Schedules do not differ, except in this regard from the minimum prices prounless it shall otherwise be ordered.

The price classifications and minimum prices set forth in the Schedules attached are based upon the price classi-October 1, 1942 for comparable and an-alogous coals and already reflect the fications and minimum prices in effect on It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (Alphabetical list of code members) is amended by adding thereto Supplement E-I, § 322.9 (Special prices—(c) Railroad fuct) is amended by adding thereto Supplement R-II, and § 322.23 (General prices) is amended by adding thereto Supplement T, which supplements are The following action being deemed necessary in order to effectuate the pur-

DAN H. WHEELER, posed by petitioner. Dated: October 21, 1942.

TEMPORARY AND CONDITIONALLY PRIVE BEFECTIVE MINIMUM PRICES FOR DISTRICT NO. 2

hereinafter set forth and hereby made a

part hereof.

Nors: The material contained in these supplements is to be read in the light of the elacsifications, prices, instructions, exceptions and other provisions contained in Part 322, Minimum Price Echedule for District No. 2 and supplements thereto. FOR ALL SHIPMENTS EXCEPT TRUCK

[Alphaketten] litting of codo memkers having railway leading facilittes, chowing yrico claecification by tha group Nes.] § 322.7 Alphabetical list of code members—Supplement R-I

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Index No.	Codo member	Mino namo	Ecam	ž. Š	saipping point	ıcanıcan	greup No.	-	er 23	-	22	9	~		0 8	2	=	13 13		*	15 16
2456	Calder Ceal Eales Company,	Negley (8)	60 & 07	-	Negley, Ohio	PL&W	120	8	€	0	A	Ħ	, #	Ħ	€	€	€	€	€	8	8
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9225	2220 Foyette Fuel Company Reliey Strip (8) Pittsburgh	Kelley Strip (8)	Pittsburgh	က	Rellly Siding, Un-	PRR,	ខ	8	<u>=</u> €	<u>=</u>	€	А	¤	Ħ	A	8	€	€	8	д	H
874	854 Harmon, J. L Harmon Ceal (D) U. Freeport	Narmon Ceal (D)	U. Freeport	-	Falrmont, Pa.	WA			_				<u> </u>	ξ.	Fi	€	€	€	€	€	_ =
25.00	2500 Viletto & Fons, Domentee Ragner #2 (9) Pittsburgh	Incesco (D)	II. Freehort	22	Remort, Pa-	PRR	ខេត	 14€	14 9	# €	# 2	<u> </u>	A A	44	22	==	æ	€	æ	<u></u>	:€:3
			•		tomown, rus			-	-	-	-	_	_	_							-

^{*}Indicates cheeffications previously established for this size group, findicates no classifications effective for these size groups.

§ 322.9 Special prices—(c) Railroad fuel—Supplement R-II. In § 322.9 (c) of Minimum Price Schedule, add the mine index numbers in groups shown.

Group No. 1: 127; Group No. 6: 2549, 2550; Group No. 9: 2506; Group No. 10: 2456; Group No. 12: 854.

FOR TRUCK SHIPMENTS

Н General prices—Supplement \$ 322.23

[Prices in cents per net ton for shipment into all market areas]

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- 1	34" slack	=		888.		182		55		8		192
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	Lump over 4"	ī		888		220		385		8		<u>8</u>
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	Міпо			Beighley #2 Tommy's		Negley (S)	*	Kelly Strip (S) Wagner #2 (S)		Hornerfield S. D		Somers Slate Dump.
	Mine index No.			2551 2547 2546		2456		2550 2549		2545		2519
	Codo member indox	_	ALLEGHENY COUNTY	Beighley, Raymond Esposto, Orphia Peter Kallstein, J. J	BEAVER COUNTY	Oalder Coal Sales Com- pany, The.	PAYETTE COUNTY	Fayotte Fuel Company. Warman, Fred. O	WASHINGTON COUNTY	DiPrampero, Silvio	WESTHORELAND COUNTY	Wilson, Wilmer

Order granting temporary rellef and conditionally providing for final relief in the matter of the petition of District Board No. 15 for the establishment of price classifications and minimum prices

for the coals of certain mines in District

rary and permanent, of price classifica-tions and minimum prices for the coals of certain mines in District No. 15; and An original petition, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both tempo-

granting of temporary relief in the manner hereinafter set forth; and No petitions of intervention having been filed with the Division in the above-entitled matter; and It appearing that a reasonable show-ing of necessity has been made for the

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final distemporary relief is granted as follows: Commencing forthwith, § 335.5 (Alpha-betical list of code members) is amended by adding thereto Supplement R, and § 335.24 (General prices in cents per net ton for shipment into all market areas) position of the above-entitled matter

ment T, which supplements are hereinafter set forth and hereby made a part hereof. PART 335-MINIMUM PRICE SCHEDULE, [Docket No. A-1640] DESTRICT NO. 15

ORDER GRANTING RELIEF,

pursuant to the Rules and Regulations Governing Practice and Procedure before It is further ordered, That pleadings in opposition to the original petition in tions to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five the Bituminous Coal Division in Prothe above-entitled matter and applica-(45) days from the date of this Order, ceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of

1937.
It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

1, 1942 for comparable and analogous coals and reflect the changes, if any, made in minimum prices by the Acting Director's Order of August 28, 1942, 7 F.R. 6943, in General Docket No. 21. Except as otherwise stated herein, the minimum prices in the attached Schedare based upon the price classifications and minimum prices in effect on October from the minimum prices proposed by The price classifications and minimum prices set forth in the Schedules attached ules do not differ, except in this regard petitioner.

Dated: October 15, 1942. [SEAL]

DAN H. WHEELER,

Nors: The material contained in tness supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 335, Minimum Price Schedule for District No. 15 and supplements thereto. ' Temporary and Conditionally Final Effective Minimum Prices for District No. 15

is amended by adding thereto Supple-

[F. R. Doc. 42-11020; Filed, October 29, 1942; 11:15 a. m.]

Alphabetical list of code members—Supplement \$ 335.5

FOR ALL SHIPMENTS EXCEPT TRUCK

[Alphabotical list of code members showing price classification by size group for domestic, commercial, and industrial usol

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Price classification by size group	0	<u>ຍ</u> ຍ	<u>-</u>	<u> </u>
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t t	19 .	E	146	141
Freig	group No.	•		
:	Railroad	KOS, MP	SL-SF	J&P
	Shipping point	Tiger, Mo., Tiger Mine, Mo.#	Pittsburg, Kans.	Pittsburg, Kans
Produc-	group No.	C4	Ħ	r-4
	Mine name	127 Tiger	1135 McGrath	1251 Recey #2.
Mine	index No.	121	1135	1251
	Code member	Hume-Sinclair Coal Mining Co.	McGrath, Ernest L., (McGrath Coal	Recey, Clifford (Recey Coal Co.)**

^{*}Proviously classified for these size groups. No changes requested. •*Proviously classified as track mile. (A) Denotes additional felipping point and ratiocal and change in F. O. G. number. F. O. G. No. 160 shall no larger be applicable. A is Market Area list price as listed in Price Schedule No. L.

FOR TRUCK SHIPMENTS

§ 335.24 General prices in cents per net ton for shipment into all market areas— Supplement T

Code member index	Mine index No.	Mine	Production group No.	County	dmn[,g 1	dn ¼¼ o	ω 10"×1½"	اجا	G 3"x2"	0 3"x114"	2"×1%"	∞ 11/1″x 1″	O Mine run	0	11/2 x 3C.,	E 19%" x 34 (R)	E 198" x0 (W)	11/1" x 0 (R)	0x.,1% 15
Reedy, Wanda Zwahlen.	1642	Reedy	2	Bates, Mo	200	200	200	200	23.5	2 3	20 2	200	20	193	103	150	153	100	45
	1637	E. D. Waller	2	Vernon, Mo	200	950	200	200	 200	20	203	303	w	195	192	189	190	100	45

[F. R. Doc. 42-11018; Filed, October 29, 1942; 11:15 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

PROPOSED TWO-YEAR WORK PROGRAM— C. P. S. CAMPS

ORDER PRESCRIBING FORM

By virtue of the Selective Training and Service Act of 1940 (54 Stat. 885), and the authority vested in me by the rules and regulations prescribed by the President thereunder and more particularly the provisions of § 605.51-of the Selective Service Regulations, I hereby prescribe the following change in DSS forms:

Addition of a new form designated as DSS Form 360, entitled "Proposed Two-Year Work Program—C. P. S. Camps," effective immediately upon the filing hereof with the Division of the Federal Register.²

The foregoing addition shall become a part of the Selective Service Regulations effective immediately upon the filing hereof with the Division of the Federal Register.

Lewis B. Hershey, Director.

August 12, 1942.

[F. R. Doc. 42-11057; Filed, October 29, 1942; 3:29 p. m:]

[Order No. 61]

DUKE UNIVERSITY HOSPITAL PROJECT ESTABLISHMENT FOR CONSCIENTIOUS OB-JECTORS

I, Lewis B. Hershey, Director of Selective Service, in accordance with the provisions of section 5 (g) of the Selective Training and Service Act of 1940 (54 Stat. 885) and pursuant to authorization and direction contained in Executive Order No. 3675 dated February 6, 1941, hereby designate the Duke University Hospital Project to be work of national importance, to be known as Civilian Public Service Camp No. 61. Said project, North Carolina, will be the base of operations for work at the Duke University

²6 F.R. 831.

Hospital, and registrants under the Selective Training and Service Act of 1940, who have been classified by their local boards as conscientious objectors to both combatant and non-combatant military service and have been placed in Class IV-E, may be assigned to said project in lieu of their induction for military service.

Men assigned to said Duke University Hospital Project will be engaged in such work as assisting in charting, keeping records of patients, carrying out clinical laboratory work, etc., and shall be under the direction of the Department of Neuropsychiatry, School of Medicine, Duke University, as well as will be the project management. Men shall be assigned to and retained in camp in accordance with the provisions of the Selective Training and Service Act of 1940 and regulations and orders promulgated thereunder, as well as the regulations of the Department of Neuropsychiatry, School of Medicine, Duke University. Administrative and directive control shall be under the Selective Service System through the Camp Operations Di-vision of National Selective Service Headquarters.

> Lewis B. Hershey, Director.

OCTOBER 27, 1942.

[F. R. Doc. 42-11053; Filed, October 29, 1842; 3:29 p.m.]

Chapter VIII—Board of Economic Warfare

Subchapter B—Export Centrel [Amendment LEX]

PART 802—GENERAL LICENSES PART 804—INDIVIDUAL LICENSES

SHIP AND PLANE STORES, ETC., AMENDMENTS

Section 802.13 Ship and plane stores, supplies and equipment is hereby amended to read as follows:

§ 802.13 Ship and plane stores, supplies and equipment. (a) General licenses are hereby issued permitting exportation on freight or passenger vessels;

(1) (i) Owned by or under charter to the United States Maritime Commission, the War Shipping Administration, the British Ministry of War Transport, or the Soviet Government Furchasing Commission, proceeding to any destination; or

(ii) Which have been approved to the Collector of Customs by Special Orders from the Export Control Branch; or

(iii) Which have secured an authentic and acceptable document from the War Shipping Administration, or the British Ministry of War Transport, or Soviet Government Purchasing Commission, certifying that the vessel is operating on the instant voyage in the interest of the respective agency issuing the certificate; or

(iv) Of registry of countries designated by numbers 1 to 3, 5 to 6, 3 to 67, 71 to 31, 83 to 91, 96, or 99 in § 802.2 (a), or of the Netherlands, Norway, or Poland: Provided, That the destination of such vessels shall be one of the aforenumbered countries: of the following terms:

countries; of the following items:
(2) (i) Bunker fuel, ordinary ship stores, sea stores, and supplies, exclusive of zinc plates, for use or consumption on board such vessels during the outgoing voyage and any immediate return voyage scheduled, in such quantities as the Collector of Customs deems necessary and reasonable;

(ii) Equipment and spare parts intended for permanent use on such vessels when necessary for their proper operation and approved by the Collector of Customs.

(b) (1) General licenses are hereby issued parmitting exportation on vessels, other than those included in paragraph (a), of food stores for use on board such vessels during the outgoing voyage and any immediate return voyage scheduled. Such food stores shall not be in excess of 6.85 lbs. per man per day, which amount shall be distributed among individual food items in accordance with the food list set forth in subparagraph (4) of this paragraph. An excess tolerance of .15 bs. per man, per day, may be allowed by the Collector of Customs where, due to packaging, food stores cannot be split up. Additional food stores, not in excess of the amount allowable for 20 per cent of the number of days required for the outgoing and return voyage, may be authorized for exportation by the Collector of Customs when necessary for the ship's safety and "in port" operations. In no event may the food stores included within Groups B, C, F and I of said food list exceed the individual amounts specified for such groups. The food stores included within Groups A, D, E, G, and H of said food list may exceed the amounts specified for such groups: Provided, That the aggregate of food stores included in both Groups A and E does not exceed 4.00 lbs. per man, per day: And provided further, That the aggregate of all food stores included in all groups shall not exceed 7.00 lbs. per man, per day, plus the 20 per cent tolerance authorized for safe operation.

(2) The operators of vessels shall furnish to the Collector of Customs requisitions based upon the information set forth in said food list, and shall furnish the following additional information: name of vessel; nationality; name of agent; approximate number of days required for the outgoing and return voy-

¹6 F.R. 6832.

² Filed as part of the original document.

^{·17} F.R. 5007, 5745, 6256, 7167, 7384.

²⁷ F.R. 5001, 7933.

age; the vessel's probable itinerary, and the number of crew and passengers.

(3) Foodstuffs to be used as lifeboat provisions are considered as "deck stores", and are not within the purview of this section.

(4) Item and allowance authorized per man, per day.

Group A Meats: fresh dried canned (not to exceed .06 lbs.) Poultry and game Fish: dried canned (not to exceed .06 lbs.) Cheese Butter Eggs: (8 to a lb.) ìresh M.lk: canned Cream: fresh

canned Total for Group A 3.00 lbs.

Group B

Sugar. Total for Group B .20 lbs.

Group C

Potatoes. Total for Group C 1.00 lbs.

Group D

Vegetables: fresh dried canned Fruit: fresh dried canned

Total for Group D .75 lbs.

Group E

Flour Cereals Bread Biscuits Crackers

Total for Group E 1.00 lbs.

Group F

Cocos Coffee

Total for Group F .25 lbs.

Group G

Beverages. Total for Group G .15 lbs.

Group H

Other Groceries. Total for Group H .50 lbs.

Group I

Tobacco* Cigarettes*

Total per man, per day 6.85 lbs.

(c) General licenses are hereby issued permitting the exportation in planes departing from the United States of fuel, ordinary plane stores and supplies for use or consumption during the outgoing trip of such planes and any immediate return trip scheduled, and of equipment and spare parts when necessary for the proper operation of such planes.

Section 804.7 Special provisions concerning applications to export certain commodities 3 is hereby amended in the following particulars:

- 1. Paragraph (j) Bunker fuel is amended to read as follows:
- (i) Bunker fuel. All applications for licenses to export bunker fuel on vessels. other than those included in paragraph (a) of § 802.13, shall be submitted on Form BEW 151.
- 2. Paragraph (n) (1) Engine room, deck and cabin stores is amended to read as follows:
- (n) Engine room, deck and cabin stores. (1) All applications for licenses to export engine room, deck and cabin stores on vessels, other than those included in paragraph (a) of § 802.13, shall be submitted on Form BEW 151. Lifeboat provisions shall be included as deck stores.

The foregoing amendments to Parts 802 and 804 shall become effective November 1, 1942.

(Sec. 6, 54 Stat. 714, Pub. Laws 75 and 638, 77th Cong.; Order No. 3, Delegations of Authority Nos. 25 and 26, 7 F.R.

Dated: October 29, 1942.

A. N. ZIEGLER, Acting Chief, Export Control Branch, Office of Exports.

[F. R. Doc. 42-11064; Filed, October 30, 1942; 10:20 a. m.]

Chapter IX-War Production Board Subchapter B-Director General for Operations

Part 1010—Suspension Orders [Suspension Order S-119]

APRIL SHOWERS CO.

Leonard H. Holder, doing business as April Showers Company, Washington, D. C., is an individual engaged in the fabrication, assembly, and installation of copper tubing roof-cooling systems. Subsequent to July 23, 1942, namely, on or about August 3, 1942, Leonard H. Holder began the construction, fabrication, assembly, and installation of a copper tubing roof-cooling system at Dorchester House, 2480 Sixteenth Street, Northwest, Washington, D. C., a residential apartment house, the cost of said system being in excess of \$500.

The beginning of construction of this system constituted a wilful violation of Conservation Order L-41, and the fabrication, assembly, and installation of the copper tubing used in this system constituted wilful violations of Supplementary Orders M-9-c and M-9-c-4.

The foregoing violations of War Production Board orders have impeded and hampered the war effort of the United States by diverting scarce materials to uses not authorized by the War Production Board; It is hereby ordered;

§ 1010.119 Suspension Order S-119. (a) Leonard H. Holder is hereby directed and required to remove any and all copper tubing and copper or copper base alloy products which he has installed subsequent to July 23, 1942, at Dorchester

House, 2480 Sixteenth Street, Northwest, Washington, D. C., on or before the fifteenth day following the effective date of this order.

(b) Leonard H. Holder shall not, subsequent to the effective date of this order, sell, transfer, assign, use, process, fabricate, or in any wise change the form or dispose of the copper tubing and copper or copper base alloy products re-ferred to in paragraph (a) hereof, except upon the specific direction and authority of the Director General for Operations. The provisions of this paragraph do not apply to the removal of said materials from Dorchester House, 2480 Sixteenth Street, Northwest, Washington, D. C., to a place of storage for the account of Leonard H. Holder.

(c) Deliveries of material to Leonard H. Holder, individually or doing business as April Showers Company, his successors and assigns, shall not be accorded pri-ority over deliveries under any other contract or order and no preference rating shall be assigned or applied to such deliveries by means of preference rating certificates, preference rating orders, general preference orders, or any other order or regulation of the Director of Industry Operations or the Director General for Operations for a period of ninety (90) days after the date of the issuance of this order, except as specifically authorized by the Director General for Operations.

(d) Leonard H. Holder, individually or doing business as April Showers Company, his successors and assigns, are hereby prohibited from receiving, processing, using, delivering or dealing in copper or copper base alloys, and copper or copper base alloy products for a period of ninety (90) days following the effective date of this order, except as specifically authorized by the Director General for Operations.

(e) Nothing contained in this order shall be deemed to relieve Leonard H. Holder, his executor, administrator, successors and assigns, from any restriction, prohibition, or provision contained in any order or regulation of the Director of Industry Operations or the Director General for Operations, whether now in force or hereafter issued, except in so far as the same may be inconsistent with the provisions hereof.

(f) This order shall take effect on October 29, 1942.

(P.D. Reg: 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F. R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER, Director General for Operations.

[F. R. Doc. 42-11054; Filed, October 29, 1942; 12:32 p. m.]

> PART 1010-SUSPENSION ORDERS [Suspension Order S-120]

WOODMONT DEVELOPMENT CO., INC.

Woodmont Development Company, Inc., of Washington, D. C., a Delaware

^{*}Two (2) packs of cigarettes per man, per day, or the equivalent of four ounces of to-bacco per man, per day.

*7 F.R. 5010, 5081, 6256. 6931, 7992.

corporation, is the owner of an apartment house building known as "Dorchester House", situated at 2480 Sixteenth Street, Northwest, Washington, D. C. Subsequent to July 23, 1942, namely, on or about August 3, 1942, it accepted delivery of copper tubing and copper or copper base alloy products which were parts of a roof-cooling system to be installed in, or connected to the roof of the building by Mr. Leonard H. Holder, which system cost in excess of \$500.

The acceptance of delivery of said materials in order to begin construction on this roof-cooling system for a residential apartment building, constituted a violation of Conservation Order L-41 and Supplementary Order M-9-c-4.

The foregoing violations of War Production Board orders have impeded and hampered the war effort of the United States by diverting scarce materials to uses not authorized by the War Production Board.

In view of the foregoing facts, It is hereby ordered:

- § 1010.120 Suspension Order S-120.

 (a) Woodmont Development Company, Inc., its successors and assigns are hereby directed and required to permit the removal of all copper or copper base alloy tubing, and copper or copper base alloy products installed subsequent to July 23, 1942, by Mr. Leonard H. Holder or his agents and employees at Dorchester House, 2480 Sixteenth Street, Northwest, Washington, D. C., at any reasonable hour of any day or days subsequent to the effective date of this order.
- (b) Nothing contained in this order shall be deemed to relieve Woodmont Development Company, Inc., its successors and assigns from any restriction, prohibition, or provision contained in any order or regulation of the Director of Industry Operations or the Director General for Operations, whether now in force or hereafter issued, except insofar as the same may be inconsistent with the provisions hereof.
- (c) This order shall take effect on October 29, 1942.
- (P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942. ERNEST KANZLER,

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-11055; Filed, October 29, 1942; 12:32 p. m.]

PART 1010—SUSPENSION ORDERS [Suspension Order S-127] EUREKA SILK CO., ET AL.

Eureka Silk Company of Paterson,
New Jersey, is a partnership and was formerly a silk converter. The company
owns all the stock of Lynn Textile Mills,
West Warwick, Rhode Island, a former
silk weaver, and of Apollo Fabrics, Inc.,
New York, New York, a former distributor of silk fabrics. After restrictions

were placed upon the use of silk, Eureka Silk Company applied for and received allocations of reserved rayon yarn for weaving by Lynn Textile Mills, pursuant to the provisions of Supplementary Order M-37-a. This order prohibited the exchange of reserved rayon yarn unless specific authorization was obtained therefor. Eureka Silk Company was familiar with the restrictions contained in Supplementary Order M-37-a.1 Nevertheless, in wilful disregard of this order, Eureka Silk Company exchanged 54 cases of reserved rayon yarn for yarn of a different denier. The rayon yarn received in exchange for approximately 46 cases of such reserved rayon yarn was not delivered to Lynn Textile Mills for weaying by it but was delivered to a lmitting mill to be knitted and thereafter sold by Apollo Fabrics, Inc.

These violations of Supplementary Order M-37-a have impeded and hampered the war effort of the United States by diverting reserved rayon yarn to uses unauthorized by the War Production Board. In view of the foregoing facts, It is hereby ordered, That:

- § 1010.127 Suspension Order S-127.

 (a) Neither Eureka Silk Company nor Lynn Textile Mills nor Apollo Fabrics, Inc. nor their respective successors and assigns shall order or accept the delivery of reserved rayon yarn, as the same is defined in Supplementary Order M-37-c, except as specifically authorized by the Director General for Operations.
- (b) Nothing contained in this order shall be deemed to relieve Eureka Silk Company, Lynn Textile Mills, or Apollo Fabrics, Inc. from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations, except in so far as the same may be inconsistent with the provisions hereof.
- (c) This order shall take effect on October 31, 1942, and shall expire on April 30, 1943, at which time the restrictions contained in this order shall be of no further effect.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

Ennest Kanzlen,

Director General for Operations.

[F. R. Doc. 42-11056; Filed, October 29, 1942; 2:54 p. m.]

PART 922—MAGNESIUM [Extension of General Preference Order M-2-b]

It is hereby ordered, That General Preference Order No. M-2-b (§ 922.3), expiring by its terms on October 31, 1942, shall continue in effect until December 31, 1942.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942.

Ernest Kanzler,

Director General for Operations.

[F. R. Doc. 42-11069; Filed, October 30, 1942; 10:37 a. m.]

PART 933-COPPER

[General Preference Order M-9-a, as Amended August 1, 1942, Amendment 1]

Section 933.2 General Preference Order M-9-a, as amended August 1, 1942 is hereby amended by:

- 1. Changing paragraph (c) (1) to read as follows:
- (1) No brass mill or wire mill shall fill any order which has not been approved on a Form PD-59D.
- 2. Changing the term "A-1-k" in paragraph (c) (2) to read, "AA-5".
- 3. Inserting after the phrase "wire mill product," in the first sentence of paragraph (e) (1), the phrase "acquired prior to July 1, 1942."

(P.D. Reg. 1, as amended, 6 F.R. 6630; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 69 and 507, 77th Cong.)

Issued this 30th day of October 1942.

ERHEST KANZLER,

Director General for Operations. [F. R. Dic. 42-11070; Filed, October 30, 1942; 10:37 a. m.]

Part 962—Iron and Steel [Supplemenary Order M-21-d, Amendment 7] Warehouses and dealers

Paragraph (d) of Supplementary Order M-21-b (§ 962.3)² is hereby amended to read as follows:

- (d) Limitations on deliveries by ware-houses and dealers. (1) Except as hereinafter provided, no warehouse or dealer shall deliver steel or iron products except on an order bearing a preference rating of AA-5 or higher: Provided, houser, That:
- (i) A warehouse or dealer may deliver steel or iron products on an order certified for essential repair or maintenance purposes and bearing in the case of alloy steel or alloy iron products a preference rating of A-1-It or higher, or in the case of other steel or iron products a preference rating of A-10 or higher; provided that deliveries of the following types of steel or iron products in this manner by any warehouse or dealer during any calendar quarter do not exceed the amounts indicated below:

Stainless steel 3% of quarterly quota products.

Toolsteel products. 3% of quarterly quota for such products.

²6 F.R. 4945, 5730, 6358; 7 F.R. 1023. ²7 F.R. 1719, 3660, 6933.

¹⁷ P.R. 5939.

^{*6} PR. 4537, 5255, 5995, 6736; 7 F.R. 1626, 3324, 3631, 5691.

Other alloy steel products.

All other steel or iron products.

3% of quarterly quota for such products.

Whichever is the greater of (A) 5% of the

3% of quarterly quota for such products. Whichever is the greater of (A) 5% of the quarterly quota for all such products, or (B) an aggregate of 150 tons of all such products (but not more than the quarterly quota for all such

(ii) A warehouse or dealer may deliver flat rolled carbon steel or iron products which were received by him, or which have been accumulated from warehouse shearings, in sizes not greater than those specified below on an order bearing a preference rating of A-1-k or higher:

products).

PLATES

Gauge	Width	Length
36" and lighter	Under 72"	Under 120".
Over 36" but under 1"	Under 48"	Under 120".

SHEETS

Gauge	~ Width	Length
510" through 16 gauge	Under 60"	Under 90".
Lighter than 16 gauge	Any	Under 72".

(iii) A warehouse or dealer may deliver cast iron pipe, black or galvanized welded pipe up to and including 3½" O.D. standard pipe size, wrought iron pipe, oil country tubular goods rated under Order P-98-b, pressure tubing, or wire rope and strand on an order bearing a preference rating of A-10 or higher.

(iv) A warehouse or dealer may deliver nails, staples, and bale ties on lower rated or unrated orders; and may deliver wire (except stainless or alloy wire), woven or welded wire fence, poultry netting, barbed wire, posts, gates, water well casing, or formed roofing and siding on lower rated or unrated orders for maintenance or repair purposes only, except as restricted by any order of the Director General for Operations.

(2) No warehouse or dealer shall make a delivery to any one customer to one destination at any one time from warehouse stock in quantities representing 40,000 lbs. or more except with the specific approval of the Director General for Operations, unless such delivery includes ten or more different items, each item to be of a specific quality, length, and cross-section, and no item of which shall weigh more than 8,000 lbs.: Provided, however, That the provisions of this paragraph (d) (2) do not apply to deliveries of oil country tubular goods rated under Order P-98-b.

(3) A warehouse or dealer called upon under the terms of Priorities Regulation No. 1, as amended, to deliver from stock at any one time one or more items weighing 8,000 lbs. each or more, which delivery would seriously deplete the warehouse inventory of such item or items, thereby impairing the service which the warehouse or dealer must render to all other buyers, may appeal to the Director

General for Operations for relief from any part of such delivery.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942. ERNEST KANZLER.

Director General for Operations.

[F. R. Doc. 42-11066; Filed, October 30, 1942; 10:37 a. m.]

PART 1055-WOOL

[General Conservation Order M-73 as Amended for the Period August 3, 1942, to January 31, 1943, Amendment 3]

Section 1055.1 Conservation Order M-73, as amended for the period August 3, 1942 to January 31, 1943 is hereby amended in the following respects:

1. The paragraph headings "(i)" and "(j)" are amended to read, respectively, "(j)" and "(k)".

2. There is inserted after paragraph (h) the following paragraph (i):

(i) Additional allotment of wool for use in certain knitted wear. (1) In addition to the amount of wool which any person may put into process, or cause to be put into process by others for his account, pursuant to paragraphs (a) and (b) hereof, such person may put wool into process, or cause wool to be put into process by others for his account, for the manufacture of machine knitting yarns suitable for making machine knitted sweaters, shawls, and underwear, Provided. That:

vided, That:
(i) All such additional wool shall not exceed 10% of such person's basic quar-

terly poundage,

(ii) Such person makes such yarns to fill orders placed with him after October 30, 1942 by manufacturers of machine knitted sweaters, shawls or underwear, or by jobbers who deal in machine knitting yarns, and

(iii) Each such order is acompanied by a certificate signed by the purchaser, or by a person duly authorized to sign in his behalf, in substantially the following form:

The undersigned hereby certifies to his vendor and to the War Production Board that he is entitled under the provisions of paragraph (1) of M-73, as amended for the period August 3, 1942 to January 31, 1943 to purchase machine knitting yarns made from the special allotment of wool granted therein, and that the knitting yarns covered by the annexed purchase order will be put into process by him prior to January 15, 1943, and only in the manufacture of machine knitted sweaters, shawls or underwear, containing not more than 65% wool, or will be put into process by others for his account for such purposes before such date.

For the purpose of the above certificate "put into process" shall mean the first operation on knitting yarn performed by the knitter, such as dyeing, scouring, winding or knitting or otherwise, as the case may be.

(2) The bonus established by paragraph (b) for use of certain types of

- 17 F.R. 5020, 6418, 7995.

'wool shall be operative with respect to amounts of wool put into process pursuant to subparagraph (1) of this paragraph (i).

(3) Persons putting wool into process for the manufacture of machine knitting yarns pursuant to the provisions of subparagraphs (1) and (2) of this paragraph (i) shall report the amount of wool so put into process in their monthly reports on Form PD-274 under the heading "Special Wool Grant, Series S".

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942.

ERNEST KANZLER,

Director General for Operations.

[F. R. Doc. 42-11071; Filed, October 30, 1942; 10:37 a. m.]

PART 1072—Sole Leather [Supplementary Order M-80-d]

§ 1072.5 Supplementary Order M-80-d. Pursuant to paragraph (b) (1) of Order M-80 as amended to August 5, 1942, which this order supplements, each person tanning sole leather for his own account or causing sole leather to be tanned for his account by others shall set aside during the period from November 1, 1942, to November 30, 1942, inclusive, at least 15% of the quantity of manufacturers bends produced by him for his own account, or produced for his account by others, during that period. The weight and quality of said portion set aside shall be proportionately equal, as nearly as can be, to those of the manufacturers bends not so set aside.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942. Ernest Kanzler,

Director General for Operations.

[F. R. Doc. 42-11067; Filed, October 30, 1942; 10:38 a. m.]

PART 1084—CANNED FOODS [Conservation Order M-237, as Amended October 30, 1942]

Section 1084.15 Conservation Order M-237 is amended to read as follows:

The fulfillment of requirements for the defense of the United States has created a shortage in the available supply of canned fruits and vegetables for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1084.15 Conservation Order M-237—
(a) Definitions. For the purposes of this order:

(1) "Canner" shall mean any person engaged in the business of canning foods in hermetically sealed metal or glass containers and sterilizing the same by the

use of heat.

(2) "Civilian pack" shall mean the total amount by weight of all grades of all restricted canned foods in any one of the three groups listed in Exhibit A canned by any canner during the season specified, excluding any food which the canner is required to set aside by Conservation Order M-86 and orders amendatory and supplementary thereto, and which is not released from the operation of such orders by the Director General for Operations, and also excluding any canned foods actually purchased by or contracted for, or packed pursuant to duly authorized letter of intent issued by, any non-quota purchaser. This definition shall not be deemed to affect or change the meaning of the term "pack" as used in Conservation Order M-81, wherein such term refers to area of tinplate or terneplate, nor to affect or change the meaning of the term in Conservation Order M-86.

(3) "Restricted canned foods" shall mean any of the fruits and vegetables listed in Exhibit A attached hereto, packed in hermetically sealed metal or glass containers and sterilized by the use of heat, during the packing seasons indicated in said exhibit, excluding, however, liquid, strained, mashed or chopped canned foods when packed as infant food or for invalid feeding, and excluding jams, jellies, preserves, marmalades, pickles,

relishes, and soups.
(4) "Non-quota purchaser" shall mean:

(i) The Army, the Navy, the Marine Corps, the Coast Guard, the Coast and Geodetic Survey, the Defense Supplies Corporation, War Shipping Administration or any agency of the United States Government for supplies to be delivered to, or for the account of the government of any country pursuant to the Act of March 11, 1941, entitled "An Act to Promote the Defense of the United States" (Lend-Lease Act).

(ii) Any person operating an oceangoing vessel engaged in the transportation of cargo or passengers in the for-eign, coastwise, or intercoastal trade, for necessary supplies for such vessels.

(iii) Any person who furnishes eating facilities for members of the armed forces pursuant to contract therefor with the United States, for necessary supplies for such purpose, if such person furnishes copies of his contract to the canner, or other adequate evidence that such restricted canned foods are required for such use.

(iv) Any person who purchases restricted canned foods for delivery in any territory or possession of the United States, if such person furnishes to the canner copies of purchase orders or other adequate proof that the restricted canned foods actually were purchased for delivery in any such territory or possession: Provided, That proof shall not be required of a government agency.

(v) Any person who purchases restricted canned foods for use in the commercial manufacture of food products,

to the extent of his current requirements (grape juice, tomato pulp in 5 gallon cans, tomato paste in #10 cans, and peppers, only).

(vi) Any person who purchases restricted canned foods from a canner for resale to a non-quota purchaser, or to replace in his inventory material delivered to a non-quota purchaser, to the extent of his purchases for such purposes, if he furnishes to the canner copies of purchase orders or other adequate proof that such resales or deliveries were to non-quota purchasers.

(5) "Wholesale receiver" means any person other than a non-quota purchaser (regardless of whether or not he is also a canner) who since June 30, 1942, bought in excess of 4,000 cases of any group of restricted canned foods for any purpose.

(b) Restrictions on delivery. Without regard to existing contracts, and except as authorized in this paragraph and in paragraphs (b) (2), (3), (4), and (5) below, no canner shall deliver more than 35% of his civilian pack of any group of canned foods listed in Exhibit A before December 1, 1942, nor more than 70% thereof before April 1, 1943. Deliveries already made on or before September 26, 1942 shall not be deemed in violation of this paragraph, but shall be charged first against the 35% permitted before December 1, 1942, and if in excess of 35%, against subsequent delivery quotas in their chronological order. No delivery to a non-quota purchaser shall be deemed in violation of this paragraph, notwithstanding that it may reduce a canner's permitted delivery quota for any period below his prior actual deliveries during that period, but any such excess shall be charged against the canner's quota for the ensuing period. For the purpose of calculating the delivery quotas permitted by this paragraph all canning plants owned directly or indirectly by a single person may be regarded at the canner's election either separately as single units or as a whole, but such election, once made, must be adhered to for all the purposes of this order.

(2) Notwithstanding paragraph (b) (1), but subject to paragraph (b) (3), any canner may deliver, and any person (except a wholesale receiver prohibited from accepting delivery by paragraph (b) (4)) may accept delivery from a canner, of any restricted canned foods, in advance of the permitted delivery date for such foods, if the canner notifies the purchaser in writing of the permitted delivery date of such restricted canned foods, and if such purchaser certifies in writing that he will not deliver, transport, or use such restricted canned foods in advance of the permitted delivery date. Such certificate shall be provided to the canner and a copy filed with the War Production Board, and it shall be in substantially the following form:

Pursuant to paragraph (b) (1) of Order M-237, with the terms of which order the undersigned is familiar, we have this day accepted delivery of _____, (describe merchandise) from _____ (canner)

We understand that we are not permitted to deliver, transport, or use such merchandice until _____, 19__, as it is part of the

(canner) was required to hold until that date.

(Purchaser)

Bv. (Duly authorized official)

No person who accepts delivery of any restricted canned foods with knowledge or reason to believe that such foods are delivered in advance of their permitted delivery date may deliver, transport, or use such foods in advance of such date.

(3) The restrictions on delivery in paragraph (b) (1) do not prohibit shipment for storage at the point of destination or in transit in advance of the permitted delivery date, provided that possession and control do not pass to the purchaser. The 30% which may not be delivered before April 1, 1943 must be stored at or near the canner's plant until the time when such delivery is permitted. If any canner or person accepting delivery from a canner pursuant to paragraph (b) (2) is unable to store any part of the canner's pack in a heated warehouse at or near his plant, he may so notify the War Production Board in writing, and unless he receives instructions to the contrary within two weeks after the date of such notice, he shall not be required to hold such part of the pack at or near such plant.

(4) Any wholesale receiver who between August 1, 1942, and April 1, 1943, has accepted or shall have accepted delivery of restricted canned foods of any group equalling or exceeding the following percentage of his base figure

Percent 70 for group L. 20

shall not sell, deliver, or use such excess of such group, and shall not accept delivery of any further restricted canned foods of such group. The base figure for each wholesale receiver for each group shall be, at his option, either the total of his acceptances of delivery, or of his sales, batween January 1, 1942, and August 31, 1942, of all canned foods listed in such group, whenever packed. Canned foods for resale to non-quota purchasers or to replace in the wholesale receiver's inventory material so sold are subject to the limitations of this subparagraph unless evidence is furnished to the canner as prescribed in paragraph (a) (4) (vi). Notwithstanding this subparagraph, a wholesale receiver may accept delivery from a canner in excess of his quota in advance of the canner's permitted delivery date, as permitted in paragraph (b) (2), whenever the canner's permitted delivery date is not earlier than April 1, 1943. The restrictions of this paragraph (b) (4) shall expire on April 1, 1943, unless extended by further order of the Director General for Operations.

(5) Any canner may deliver not to exceed 80% of his pack of apple juice, cranberries, pumpkin, and squash, at any time prior to April 1, 1943, notwithstanding the limitations of paragraph (b) (1), without charge against his quotas for other restricted canned foods.

(c) Reports. Canners to whom this order applies shall execute and file with the War Production Board such reports and questionnaires as said Board may from time to time request.

(d) Records. Every person to whom this order applies shall keep and preserve for not less than two years accurate and complete records concerning inventories, production and sales.

(e) Audit and inspection. All records required to be kept by this order shall, upon request, be submitted to audit and inspection by duly authorized representatives of the War Production Board.

(f) Violations. Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or accepting further deliveries of or from processing or using material under priority control and may be deprived of priorities assistance.

(g) Appeals. Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him may appeal in writing to the Director General for Operations setting forth the pertinent facts and the reasons he considers that he is entitled to relief. The Director General for Operations may thereupon take such action as he deems appropriate.

(h) Communications to War Production Board. All reports required to be filed hereunder and all communications concerning this order, shall unless otherwise directed, be addressed to: War Production Board, Food Branch, Washington, D. C., Ref: M-237.

(i) Applicability of priorities regulations. This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the War Production Board, as amended from time to time.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024; 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942. ERNEST KANZLER, Director General for Operations.

EXHIBIT A Group I

Fruits Packin	g season
Apples, including crabapplesApplesauce, including sauce from	1942-43
crabapples	1942-43
Apricots	1942
Berries of all kinds	1942
Cherries, red sour pitted	
Cherries, sweet	
Combinations of oranges and grape- fruit	. 1942–43
jelly	
FigsFruits for salads	. 1942-43
Fruit cocktailGrapefruit	
Oranges	

Fruits—Continued Packing	g season
Peaches, including nectarines	1942
Pears	1942
Pineapples	1942-43
Plums	1942
Prunes	1942

Group II

Fruit and vegetable juices	Packing season
Apple	1942-43
Beet	
Carrot	1942-43
Celery	1942
Cherry	1942
Cranberry	1942-43
Berry, all	
Grape	
Grapefruit	1942 -4 3
Grapefruit and orange combi	nation_ 1942-43
Lemon	1942-43
Lime	
Orange	1942-43
Pineapple	1942-43
Prune	
Sauerkraut	1942-43
Spinach	1942
Tomato and tomato cocktail.	1942
Mixed vegetables	1942
All fruit nectars	
Group III	

Group III

	g season
ArtichokesAsparagus	1942-43
Asnaragus	1942
Green and wax beans	1942
Green soya beans	
Lim. beans	1942
Shell beans	1942
Beets	1942-43
Broccoli	1942
Brussels sprouts	1942
Cabbage	
Carrots	1942-43
Carrots and peas	
Cauliflower	1942
Celery	
Corn, including corn-on-cob	1942
Spinach and other green leafy vege-	
tables	1942
Mushrooms	
Okra	
Onions	
Peas	
Peppers and pimentos	
Potatoes, white	1942-43
Pumpkin and squash	1942
Succotash	1942
Sweetpotatoes and yams	1942-43
Sauerkraut	1942-43
Tomatoes, whole or parts	
Tomato puree and pulp	
Tomato paste	
Tomato sauce	7 777
Mixed vegetables, including vegeta	
bles for salad	1942
en n n - 40 11005. Elled Octobor	20 1049+

[F. R. Doc. 42-11065; Filed, October 30, 1942; 10:38 a. m.]

PART 1105-SUGAR

[Conservation Order M-98, as Amended October 30, 1942]

Section 1105.1, Conservation Order M-98, is amended to read as follows:

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of raw sugar for defense, for private account, and for export, and it is necessary in the public interest and to promote the defense of the United States to conserve the supply and direct the distribution of raw sugar.

§ 1105.1 Conservation Order M-98-(a) Applicability of priorities regula-

tions. This order and all transactions affected thereby are subject to all applicable provisions of priorities regulations of the War Production Board, as

amended from time to time.
(b) Definitions. For the purposes of

this order:

(1) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of

persons, whether incorporated or not.
(2) "Raw sugar" means any grade or type of saccharine product derived from sugarcane which is in crystalline form and which polarizes 98.50 or less, and any saccharine product of sugarcane in liquid form which is produced outside the continental United States and which contains non-sugar solids (excluding any foreign substance which may have been added) equal to 6 per centum or less of the total soluble solids.

(3) "Refiner" means any person in the continental United States who was engaged in the refining of raw sugar during

the calendar year 1941.

(4) "Manufacturer" means any person in the continental United States who in 1941 bought or accepted delivery from any source of raw sugar to use it in the manufacture of any product for human consumption, other than direct-consumption sugar.

(5) "Delivery" means as follows:

(i) For raw sugar from foreign countries, arrival at a port of entry in the continental United States under customs' control.

(ii) For raw sugar from insular domestic areas, receipt at a port of entry in the continental United States.

(iii) For raw sugar produced in the continental United States delivery as defined in the administration of the Sugar Act of 1937.

(c) Restrictions on refiners and manu-facturers. Unless specifically authorized by the Director General for Operations:

(1) No person other than a refiner or a manufacturer, or the agent of a refiner or a manufacturer, shall purchase, import, or accept delivery of raw sugar.

(2) No refiner shall purchase, import, or accept delivery of raw sugar in excess of any allotment which may be established from time to time for such refiner by the Director General for Operations nor in violation of any order-or regulation which may from time to time be prescribed by the Director General for

Operations.

(d) Records. Each person participating in any transaction to which this order applies shall keep and preserve for a period of not less than two years accurate and complete records of his inventories of the material or materials to which such order relates and of the details of all transactions in such materials. Such records shall include the dates of all contracts or purchase orders accepted, the delivery dates specified in such contracts or purchase orders, and in any preference rating certificates accompanying them, the dates of actual deliveries thereunder, description of the material covered by such contracts or purchase orders, description of deliveries by classes, types, quantities, weights

and values, the parties involved in each transaction, the preference ratings, if any, assigned to deliveries under such contracts or purchase orders, details of defense orders and all other rated orders either accepted or offered and rejected, and other pertinent information.

(e) Reports. (1) Each person participating in any transaction to which this order applies shall execute and file with the War Production Board such reports and questionnaires as the War Production Board shall from time to time prescribe.

(2) Each refiner accepting delivery of raw sugar shall report to the War Production Board the information on the forms now required in the administration of the quota provisions of the Sugar Act of 1937 by filing such forms with the Sugar Division of the Department of Agriculture as agent of the War Production Board.

(f) Appeal. Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship upon him, may apply for relief to the War Production Board by telegram or letter, setting forth the pertinent facts and the reason such person considers that he is entitled to relief.

(g) Violations. Any person who wilfully violates any provisions of this order, or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(h) Communications. Appeals and other communications concerning this order, with the exception of the reports referred to in paragraph (e) (2) hereof, should be addressed to: War Production Board, Food Branch, Washington, D. C. Ref. M-98.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 30th day of October 1942.

ERNEST KANZLER,

Director General for Operations.

[F. R. Doc. 42–11068; Filed, October 30, 1942; 10:38 a. m.]

Chapter XI—Office of Price Administration

PART 1340—FUEL

[RPS 88,1 Amendment 38]

PETROLEUM AND PETROLEUM PRODUCTS

A statement of the considerations involved in the issuance of this amendment

is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In subdivision (viii) of § 1340.159 (c) (1) the present inferior subdivision is designated (a) and a new inferior subdivision (b) is added. Three new subdivisions (iii), (iv) and (v) are added to § 1340.159 (c) (6) as set forth below:

§ 1340.159 Appendix A: Maximum prices for petroleum and petroleum products.

(c) Specific prices. * * * (1) Crude petroleum. * * *

(viii) Wyoming. • • • • (b) Where crude petroleum is sold as No. 6 fuel oil or its equivalent, the maximum price f. o. b. a shipping point or refinery in the State of Wyoming shall be 65¢ per barrel in bulk lots for delivery by motor transport or tank car.

(6) Residual fuel oils. • • •

(iii) Wyoming. Notwithstanding the provisions of § 1340.159 (a) and (b) above, the maximum price for No. 6 fuel oil f. o. b. refinery or shipping point in the State of Wyoming shall be 65% per barrel in bulk lots for delivery by motor transport or tank car. Where the buyer and seller have agreed on a particular price subject to the approval of this Office, the effective date of this subdivision shall be February 2, 1942 for deliveries made under such agreement.

(iv) Eldorado-Sirceeport area. The maximum price for No. 6 fuel oil f. o. b. refinery in the Eldorado-Shreveport area (State of Arkansas and northern half of Louisiana) shall be 80¢ per barrel in bulk lots for delivery by motor transport or tank car. Where the buyer and seller have agreed on a particular price subject to the approval of this Office, the effective date of this subdivision shall be April 1, 1942 for deliveries under such agreement.

(v) Oklahoma. The maximum price for No. 6 fuel oil f. o. b. refinery in the State of Oklahoma shall be 80¢ per barrel in bulk lots for delivery by motor transport or tank car.

§ 1340.158a Effective dates of amend-

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(11) Amendment No. 33 (§§ 1340.159 (c) (1) (viii) (b), 1340.159 (c) (6) (iii), (iv) and (v) to Revised Price Schedule No. 88) shall become effective November 4, 1942, except where otherwise provided for sales subject to the approval of the Office of Price Administration.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 4871.)

Issued this 29th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Dec. 42-11048; Filed, October 29, 1922; 12:41 p. m.]

5867, 5868, 5988, 6057, 6167, 6471, 6630, 7242, 7838, 8433, 8478.

PART 1375—EMPORT PRICES
[Rev. Maximum Export Price Reg.*, Amendment 2]

ENFORCEMENT

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Paragraph (c) is added to § 1375.9, and paragraph (b) is added to § 1375.12, as set forth below:

§ 1375.9 Enforcement. * * *

(c) No exporter shall invoice goods, whether to his buyer or any other person, at a price in excess of the maximum export price which he may charge his foreign buyer under the terms of this regulation. Any exporter on whom this provision imposes excessive hardship may file a petition for exception in accordance with the provisions of Procedural Regulation No. 1.

§ 1375.12 Effective date of amendments. * *

(b) Amendment No. 2 (§§ 1375.9 (c), 1375.12 (b)) shall become effective November 4, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-11051; Filed, October 29, 1942; 12:45 p. m.]

PART 1388—DEFENSE-RENTAL AREAS
[Maximum Rent Regulation 51, Amendment 1]

FOR HOUSING ACCOMMODATIONS OTHER THAN HOTELS AND ECOMING HOUSES

FORT WORTH DEFENSE-RESTAL AREA

Paragraph (c) of § 1388.232, paragraph (g) of § 1388.235, and § 1388.244a are added; paragraph (a) (6) of § 1388.236 in amended; the text of paragraph (b) of § 1388.236 is designated as subparagraph (1) of said paragraph (b) and a new subparagraph (2) is added, all to read as set forth below:

§ 1338.232 Prohibition against higher than maximum rents. * * *

(c) Where a lease of housing accommodations was entered into prior to November 1, 1942, and the tenant as a part of such lease or in connection therewith was granted an option to buy the housing accommodations which were the subject of the lease, with the further provision that some or all of the payments made under the lease should be credited toward the purchase price in the event such option is exercised, the landlord, notwithstanding any other provision of this Maximum Rent Regulation No. 51, may be authorized to recelve payments made by the tenant in accordance with the provisions of such lease and in excess of the maximum rent such housing accommodations.

¹⁷ F.R. 1107, 1371, 1798, 1799, 2132, 2304, 2352, 2634, 2945, 3116, 3166, 3482, 3524, 3552, 3576, 3895, 3963, 4483, 4653, 4854, 4856, 5481,

^{*}Copies may be obtained from the Office of Price Administration.

¹⁷ F.R. 5959, 7242.

Such authority may be secured only by a written request of the tenant to the Area Rent Office and shall be granted by order of the Administrator if he finds that such payments in excess of the maximum rent will not be inconsistent with the purposes of the Act or this Maximum Rent Regulation and would not be likely to result in the circumvention or evasion thereof. After entry of such order the landlord shall be authorized to demand. receive and retain payments provided by the lease in excess of the maximum rent for periods commencing on or after the effective date of this Maximum Rent Regulation. After entry of such order, the provisions of the lease may be enforced in accordance with law, notwithstanding any other provision of this Maximum Rent Regulations: Provided, however, That if at the termination of the lease the tenant shall not exercise the option to buy, the landlord may thereafter remove or evict the tenant only in accordance with the provisions of § 1388.236 of this Maximum Rent Regulation. Nothing in this paragraph shall be construed to authorize the landlord to demand or receive payments in excess of the maximum rent in the absence of an order of the Administrator as herein provided. Where a lease of housing accommodations has been entered into on or after November 1, 1942, and the tenant as a part of such lease or in connection therewith has been granted an option to buy the housing accommodations which are the subject of the lease, the landlord, prior to the exercise by the tenant of the option to buy, shall not demand or receive payments in excess of the maximum rent, whether or not such lease allocates some portion or portions of the periodic payments therein provided as payments on or for the option to buy.

§ 1388.235 Adjustments and other determinations. *

(g) No adjustment in the maximum rent shall be ordered on the ground that the landlord, since the date or order determining the maximum rent, has, as a part of or in connection with a lease of housing accommodations, granted the tenant an option to buy the accommodations which are the subject of the lease. Where a lease of housing accommodations was in force on the date determining the maximum rent, and the land lord had on that date, as a part of or in connection with such lease, granted the tenant an option to buy the accommodations which are the subject of the lease, the Administrator may, on or after the termination of such lease, on his own initiative or on application of the tenant, enter an order fixing the maximum rent on the basis of the rents which the Administrator finds were generally prevailing in the Defense-Rental Area for comparable housing accommodations not subject to an option to buy on March 1,

§ 1388.236 Restrictions on removal of tenant. (a) * * *

(6) The landlord owned, or acquired an enforceable right to buy or the right to possession of, the housing accommodations prior to November 1, 1942, and seeks in good faith to recover possession of such accommodations for immediate use and occupancy as a dwelling for himself. If a tenant has been removed or evicted under this paragraph (a) (6) from housing accommodations, the landlord shall file a written report on a form provided therefor before renting the accommodations or any part thereof during a perid of six months-after such removal or eviction.

(b) (1) *

(2) Removal or eviction of a tenant for occupancy by a purchaser who has acquired his rights in the housing accommodations on or after November 1, 1942, is inconsistent with the purposes of the Act and this Maximum Rent Regulation and would be likely to result in the circumvention or evasion thereof, unless (i) the payment or payments of principal made by the purchaser, excluding any payments made from funds borrowed for the purpose of making such principal payments, aggregate 331/3% or more of the purchase price, and (ii) a period of three months has elapsed after the issuance of a certificate by the Administrator as hereinafter provided. For the purposes of this paragraph (b) (2), the payments of principal may be made by the purchaser conditionally or in escrow to the end that they shall be returned to the purchaser in the event the Administrator denies a petition for a certificate. If the Administrator finds that the required payments of principal have been made, he shall, on petition of either the vendor or purchaser, issue a certificate authorizing the purchaser to pursue his remedies for removal or eviction of the tenant in accordance with the requirements of the local law at the expiration of three months after the date of issuance of such certificate. In no other case shall the Administrator issue a certificate for occupancy by a purchaser who has acquired his rights in the housing accommodations on or after November 1, 1942, unless he finds that the vendor has or had a substantial necessity requiring the sale and that a reasonable sale or disposition of the accommodations could not be made without removal or eviction of the tenant, or unless he finds that other special hardship, would result; under such circumstances the payment by the purchaser of 331/3% of the purchase price shall not be a condition to the issuance of a certificate, and the certificate shall authorize the vendor or purchaser to pursue his remedies for removal or eviction of the tenant in accordance with the requirements of the local law.

§ 1388.244a Effective dates of amendments. (a) Amendment No. 1 (§§ 1388.-232 (c), 1388.235 (g), 1388.236 (a) (6), 1388.236 (b) and 1388.244a) to Maximum Rent Regulation No. 51 shall become effective November 1, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-11052; Filed, October 29, 1942, 12:44 p. m.]

PART 1388—DEFENSE-RENTAL AREAS [Maximum Rent Regulation 46A, Amendment 3]

HOTELS AND ROOMING HOUSES

The first sentence of § 1388,9007 (a) of Maximum Rent Regulation No. 46A is hereby amended to read as follows:

§ 1388.9007 Registration. (a) Within 45 days after the effective date of this Maximum Rent Regulation No. 46A (or, as to rooms within the San Bernardino Defense-Rental Area on or before November 15, 1942) every landlord of a room rented or offered for rent shall file a written statement on the form provided therefor, containing such information as the Administrator shall require, to be known as a registration statement.

* * § 1388.9014a Effective dates of amendments. * *

(c) Amendment No. 3 (§ 1388.9007 (a)) to Maximum Rent Regulation No. 46A shall be effective as of October 15, 1942. (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 29th day of October 1942.

LEON HENDERSON. Administrator.

[F. R. Doc. 42-11053; Filed, October 29, 1942; 12:44 p. m.]

PART 1407-RATIONING OF FOOD AND FOOD PRODUCTS

[Rationing Order 3,1 Amendment 21]

SUGAR RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

A new § 1407.111 is added as set forth below:

> Retailers and Wholesalers *

§ 1407.111 Replacement of sugar lost in repackaging. (a) A registering unit may obtain certificates in weight value equal to the amount of sugar lost by the retail and wholesale establishments included in the registering unit in packaging sugar: Provided, That the weight value of such certificates shall not exceed one per cent of the amount of sugar thus packaged.

(b) Application for such certificates shall be made by the registering unit for each six-month period ending October 31 or April 30. It shall be made to the Board on OPA Form No. R-315, in the month following the close of each such period, and shall establish compliance with the requirements of paragraph (a) of this section and include such other information as the Board may require.

* Effective Date

§ 1407.222 Effective dates of amendments.

^{*}Copies may be obtained from the Office

of Price Administration.

17 F.R. 2966, 3242, 3783, 4545, 4618, 5193, 5361, 6084, 6473, 6828, 6937, 7289, 7321, 7406, 7510, 7557, 8402.

(v) Amendment No. 21 (§ 1407.111) shall become effective November 4, 1942.

(Pub. Law 421, 77th Cong. W.P.B. Dir.

(Pub. Law 421, 77th Cong., W.P.B. Dir. 1, and Supp. Dir. 1-E, 7 F.R. 562, 2965)

Issued this 29th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-11041; Filed, October 29, 1942; . 12:43 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rationing Order 3,1 Amendment 22]

SUGAR RATIONING REGULATIONS

A new paragraph (c) is added to § 1407.166 as set forth below:

Petitions for Adjustment; Appeals; New Business: Miscellaneous

§ 1407.166 Exchange of sugar, tolling agreements, and borrowing of sugar by primary distributors. * * *

(c) Upon authorization by the Office of Price Administration, a primary distributor may receive delivery of sugar from any person as a loan and thereafter, deliver to such person an amount of sugar not exceeding the amount thus received. Such deliveries may be made without the receipt of stamps or certificates.

Effective Date

§ 1407.222 Effective dates of amendments. * * * *

(w) Amendment No. 22 (§ 1407.166 (c)) shall become effective November 4, 1942.

(Pub. Law 421, 77th Cong., W.P.B. Dir. 1, and Supp. Dir. 1-E, 7 F.R. 562, 2965.)

Issued this 29th day of October 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-11042; Filed, October 29, 1942; 12:43 p. m.]

PART 1499—Commodities and Services

[Order 2 Under § 1499.3 (c) of GMPR] TREASURY DEPARTMENT

For the reasons set forth in an opinion issued simultaneously herewith; It is ordered:

§ 1499.802 Maximum prices for sales of certain silver bullion other than newly-mined domestic silver, known as "silver ordinary", by the Treasury Department. (a) On and after September 22, 1942, the maximum price for sales by the Treasury Department of certain silver bullion, known as "silver ordinary", shall be 45 cents per troy ounce .999 fine, ex vaults of any United States Mint or the West Point Bullion Depository.

(b) This Order No. 2 may be revoked or amended by the Price Administrator at any time.

(c) This Order No. 2 (§ 1499.802) shall become effective October 30, 1942,

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-11049; Filed, October 29, 1942; 12:40 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 72 Under § 1499.18 (b) of GMPR]

CONTINENTAL CAN CO., INC.

Denial of adjustment of maximum prices under § 1499.18 (b) of the General Maximum Price Regulation—Order No. 72—Docket No. GF3-1533.

For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and in accordance with Procedural Regulation No. 1, issued by the Office of Price Administration: It is hereby ordered:

§ 1499.872 (a) That the petition for adjustment of the Continental Can Company, Inc. be and it hereby is denied.

(b) This Order No. 72 (§ 1499.872) shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942. Leon Herdenson, Administrator.

[F. R. Doc. 42-11043; Filed, October 23, 1942; 12:43 p. m.]

PART 1499—COMMODITIES AND SERVICES [Order 73 Under § 1499.18 (b) of GMPR]

GULF COAST WAREHOUSE CORP.

For the reasons set forth in an opinion issued simultaneously herewith: It is ordered:

§ 1499.873 Adjustment of maximum prices for 200 pound slack fish barrels manufactured and sold by the Gulf Coast Warehouse Corporation, Biloxi, Mississippi. (a) Gulf Coast Warehouse Corporation, Lameuse St. and Railroad, Biloxi, Mississippi, may sell, and any person may buy from that Company, 200 pound slack fish barrels produced by the Company in Biloxi at prices not in excess of \$.85 per barrel, f. o. b. the Company's factory in Biloxi.

(b) All prayers of the application not granted herein are denied.

(c) This Order No. 73 may be revoked or amended by the Price Administrator

at any time.

(d) This Order No. 73 (§ 1499.873) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(e) This Order No. 73 (§ 1493.873) shall become effective October 39, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-11044; Filed, October 29, 1942; 12: 44 p. m.]

PART 1499—COMMODITIES AND SERVICES [Order 112 Under § 14993 (b) of GMPR]

STERR. HALL & COMPANY, INC.

Stein, Hall & Company, Inc., of 285 Madison Avenue, New York City, made application under § 1499.3 (b) of the General Maximum Price Regulation for approval of maximum prices for its Hallmark Paper Fabric Tubing. Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 and in accordance with Procedural Regulation No. 1, issued by the Office of Price Administration: It is ordered:

§ 1499.976 Approval of maximum prices for sales by Stein, Hall & Company, Inc. of Hallmark Paper Fabric Tubing. (a) On and after October 30, 1942, the maximum prices at which Stein, Hall & Company, Inc., of 285 Madison Avenue, New York City, may sell, deliver and offer for sale its Hallmark Paper Fabric Tubing shall be:

(1) Standard constructions:

	Pri	ce per 100
No.	Construction	yards
1	36"	\$14.70
2	40"	16.17
3	45''	18.31

(2) The maximum price for any construction of Hallmark Paper Fabric Tubing other than the constructions enumerated above shall be the total of: (i) the actual delivered cost of the material therein, not to exceed the amount which applicant would be permitted to incur in purchasing the material from its customary supplier under the applicable revised price schedule or maximum price regulation issued by the Office of Price Administration; plus (ii) the cost of manufacture thereof, not to exceed the costs incurred in the manufacture of the same construction of burlap tubing during March 1942; plus (iii) a markup of 10 per cent of the total of (i) and (ii).

(b) The maximum prices authorized by this Order No. 112 shall be subject to discounts, allowances and terms no less favorable than those in effect during March 1942 for sales by Stein, Hall & Company, Inc., of its Hallmark Burlap Tubing.

(c) Within ten days after a maximum price for any construction of Hallmark Paper Fabric Tubing has been determined in accordance with paragraph (a)

¹⁷ F.B. 2966, 3242, 3783, 4545, 4618, 5193, 5361, 6084, 6473, 6828, 6937, 7289, 7321, 7406, 7510, 7557, 8402.

(2) of this order, Stein, Hall & Company, Inc., shall report such price to the Office of Price Administration, Washington, D. C., stating that the price was determined in accordance with the formula set forth in paragraph (a) (2) and setting forth in detail the calculations made in determining such price. This report shall be filed under oath or affirmation and shall be filed in triplicate.

(d) The maximum prices authorized by paragraph (a) of this Order No. 112 shall be subject to adjustment at any time by the Office of Price Adminis-

ration.

(e) This Order No. 112 may be amended or revoked by the Office of Price Administration at any time.

(f) This Order No. 112 (§ 1499.976) shall become effective October 30, 1942. (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942. Leon Henderson.

[F. R. Doc. 42-11050; Filed, October 29, 1942; 12:41 p. m.]

Administrator.

PART 1499—COMMODITIES AND SERVICES [Order 101 Under § 1499.18 (c) of GMPR]

PEYRONNIN COOPERAGE CO., INC.

For the reasons set forth in an opinion issued simultaneously herewith: It is ordered:

§ 1499.1101 Approval of maximum prices for certain cooperage products sold by the Biloxi, Mississippi operation of the Peyronnin Cooperage Company, Inc. (a) The Biloxi Mississippi operation of the Peyronnin Cooperage Company, Inc., 907 South Peters Street, New Orleans, Louisiana, may sell, and any person may buy from said operation, certain cooperage products, designed for packing and shipping perishable sea foods, at prices f. o. b. the company's Biloxi warehouse, not higher than the following prices:

ODD massed horself	40.05
200 pound barrels	
150 pound barrels	.83
100 pound barrels.*	.82
75 pound barrels	75
50 pound barrels	.65
Crab barrels	
Oyster tubs	.85
191/4 inch barrel heads	
17% inch barrel heads	
141/4 inch barrel heads	
5 gallon oak kegs	
10 gallon oak kegs	

(b) All prayers of the application not granted herein are denied.

(c) This Order No. 101 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 101 (§ 1499.1101) is hereby incorporated as a section of Supplementary Regulation No. 14, which contains modifications of maximum prices established by § 1499.2.

(e) This Order No. 101 (§ 1499.1101) shall become effective October 30, 1942.

(Pub. Laws, 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON,

Administrator.

[F.R. Doc. 42-11045; Filed, October 29, 1942; 12:44 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Order 102 Under § 1499(18 (c) of GMPR]

BADGER FOUNDRY COMPANY

Order No. 102 under § 1499.18 (c) of the Maximum Price Regulation—Badger Foundry Company—Docket No. GF3– 2237.

§ 1499.1102 Order denying application for adjustment of maximum prices of Badger Foundry Company. On September 29, 1942, Badger Foundry Company, Racine, Wisconsin, filed an application for adjustment, pursuant to Procedural Regulation No. 6, of the maximum price established by the General Maximum Price Regulation for certain gray iron castings used in milling machines. Since it appears that the gray iron castings involved are not sold pursuant to a Government contract or a subcontract under any such contract as required under Procedural Regulation No. 6, the application has been treated as an application for adjustment under § 1499.18 (c) of the General Maximum Price Regulation. Due consideration has been given to the application, and an opinion in support of this Order No. 102 has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with Procedural Regulations Nos. 1 and 6 issued by the Office of Price Administration: It is hereby ordered, That the said application be, and it hereby is denied.

(a) This Order No. 102 (§ 1499.1102) shall become effective October 29, 1942. (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-11046; Filed, October 29, 1942; 12:45 p. m.]

PART 1499—COMMODITIES AND SERVICES [Order 103 Under § 1499.18 (c) of GMPR]

DRAKE CORPORATION

Order No. 103 under § 1499.18 (c) of the General Maximum Price Regulation—Docket No. GF3-953.

For the reasons set forth in an opinion issued simultaneously herewith: It is ordered:

§ 1499.1103 Adjustment of maximum price for sales of pure beef tallow and gum combined manufactured by the Drake Corporation. (a) The maximum price for the sale of pure beef tallow and gum combined by the Drake Corporation, Norfolk, Virginia, shall be \$.08875 per pound.

(b) All discounts, trade practices, and practices relating to the payment of shipping charges in effect during March 1942 on the sale of pure beef tallow and gum combined by the Drake Corporation shall apply to the maximum price set forth in

paragraph (a).

(c) The Drake Corporation may charge prices not exceeding the maximum price set forth in paragraph (a) with respect to deliveries made on and after May 11, 1942, but prior to the effective date of this order, where such deliveries were made under agreements providing for an adjustment of the price in accordance with the disposition of the petition filed by the Drake Corporation with the Office of Price Administration.

(d) All prayers of the applicant not

granted herein are denied.

(e) This Order No. 103 may be revoked or amended by the Price Administrator at any time.

(f) This Order No. 103 (§ 1499.1103) is hereby incorporated as a section of Supplementary Regulation No. 14 which contains modifications of maximum prices established by § 1499.2.

(g) This Order No. 103 (§ 1499.1103) shall become effective October 30, 1942. (Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 29th day of October 1942.

LEON HENDERSON,

Administrator.

[F. R. Doc. 42-11047; Filed, October 29, 1942; 12:46 p. m.]

PART 1363—FEEDINGSTUFFS
[MPR 74 1 as Amended, Amendment 3]

ANIMAL PRODUCT FEEDINGSTUFFS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1363.62 (b) (1) and (2) are hereby revoked and the text of § 1363.62 (a) is hereby amended as set forth below.

§ 1363.62 Maximum prices for sales of animal product feedingstuffs. (a) Maximum prices for sales of the following classifications of animal product feedingstuffs, bulk, f. o. b. conveyance at production plant located in the following zones:

^{*}Copies may be obtained from the Office of Price Administration.

¹7 F.R. 4177, 4762, 4884, 8214.

§ 1363.61a Effective dates of amendments.

(c) Amendment No. 3 (§ 1363.62 (a) and (b)) to Maximum Price Regulation No. 74 as amended, shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250. 7 F.R. 7871).

Issued this 29th day of October 1942. LEON HENDERSON.

Administrator.

[F. R. Doc. 42-11060; Filed, October 29, 1942; 4:01 p. m.]

PART 1418-TERRITORIES AND POSSESSIONS [MPR 183,1 Amendment 7]

CODFISH IN PUERTO RICO

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Subparagraph (6) is added to paragraph (a) of § 1418.1, and paragraph (f) is added to § 1418.14.

§ 1418.1 Maximum prices. (a) Maximum prices are established as follows:

4

(6) On and after October 30, 1942, regardless of any contract, agreement, lease, or other obligation, or of any price regulation heretofore issued, no person shall sell or deliver, and no person shall buy, codfish in the Territory of Puerto Rico at prices higher than the maximum prices set forth in § 1418.14 (f), Table 6; and no person shall offer, solicit, or attempt to do any of the foregoing.

* § 1418.14 Table of maximum prices.

*

(f) Table 6: Maximum prices for codfish. (1) The maximum prices for codfish sold and delivered to and including November 4, 1942 shall be:

(i) The direct cost of the codfish to the seller. For the purposes of this paragraph direct cost means the price which the seller actually paid for the codfish, exclusive of overhead, handling and storage, and less discounts allowed to the seller, plus such costs of shipment actually incurred by the seller as are not included in the price to the seller.

(ii) Plus the following markups:

Sales at wholesale at retail (markup (markup per pound) per pound)

All grades of codfish__ \$0.01 80.02

Not more than one such markup may be added to a sale and delivery of the same lot of codfish by the wholesalers thereof, and not more than one such markup may be added to the sale and delivery of the same lot of codfish by the retailers thereof.

(2) The maximum prices for codfish sold or delivered on and after November 5, 1942 shall be:

Sales Sales at wholesale at retail (price (price per pound) per pound)

Codfish, hard dried_ ___ \$0.16 80.18

The maxium prices for all other grades of codfish are to be computed by subtracting from the maximum price for codfish, hard dried, the customary trade

price differentials.
(3) Every person selling to a retailer shall on and after November 5, 1942, before or at the time of his first delivery to each purchaser, supply the purchaser with the following statement:

OPA MAXIMUM RETAIL PRICES FOR CODFISH In the Territory of Puerto Rico

> Sales at retail (price per pound)

Codfish, hard dried.____ _ £0.18

The maximum prices for all other grades of codfish are to be computed by subtracting from the maximum price for codfish, hard dried, the customary trade price differentials.

Your attention is called to that provision of Maximum Price Regulation No. 183, which requires that on and after November 5, 1942, every person offering to sell codfish at retail shall mark the maximum price of such commodity in a manner plainly visible to and understandable by the purchasing public.

§ 1418.13a Effective dates of amend-ments. * *

(g) Amendment No. 7 (§§ 1413.1 (a) (6) and 1418.14 (f)) to Maximum Price Regulation No. 183 shall become effective October 30, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

. Issued this 29th day of October 1942.

LEON HEIDERSON. Administrator.

[F. R. Doc. 42-11059; Filed, October 29, 1942; 4:01 p. m.]

PART 1499—COMMODITIES AND SERVICES [Supp. Reg. 11 to GMPR, Amendment 37]

FURFURAL

A statement of the considerations involved in the issuance of this amendment is issued simultaneously herewith and has been filed with the Division of the Federal Register.*

In § 1499.26 (a) (25), a new item, furfural, is added to subdivision (iv).

17 F.R. 3158, 3488, 3892, 4183, 4410, 4423, 4487, 4488, 4493, 4663, 5060, 5192, 6270, 5363, 5484, 5607, 5717, 5942, 6082, 6473, 6635, 7011, 7250, 7317, 7598, 7604, 7759, 8336, 8652. § 1499.26 * *

(e) Effective dates. * * * (38) Amendment No. 37 (§ 1499.26 (a) (25) (iv)) to Supplementary Regulation No. 1 shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 29th day of October 1942.

LEON HENDERSON. Administrator.

[P. R. Doc. 42-11061; Filed, October 29, 1942; 4:24 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II-Office of Defense Transportation

[General Permit ODT 3, Revised-6]

PART 521-CONSERVATION OF MOTOR EQUIPMENT—EXCEPTIONS, PERMITS AND EXEMPTIONS

SUPPART B-COMMON CARRIERS OF PROFESTY

TRANSPORTATION OF FARM PRODUCTS AND STIPPLIES

In accordance with the provisions of Title 49, Chapter II, Part 501, Subpart B, (General Order ODT 3, Revised, as amended, \$501.8, of the Code of Federal Regulations, It is hereby authorized that:

§ 521.505 Transportation of farm products and supplies. Any common carrier when operating a motor truck engaged exclusively in the transportation of farm products from a farm or farms to a processing or packing plant, dehydrating, brining, freezing, or storage place, cannery, mill, warehouse, stockyard, wholesale or retail market, or to a rail or a water carrier, or when operating a motor truck engaged exclusively in the transportation of farm supplies to a farm or farms, is hereby relieved, in respect of any truck so engaged in such operations, from compliance with the provisions of subparagraph (2) of paragraph (a) of § 501.6, Subpart B (General Order ODT 3, Revised, as amended,) Part 501, this title and chapter of the Code of Federal Regulations, for a period of thirty (30) days commencing November 1, 1942, and ending November 30, 1942. (E.O. 8939, 6 F.R. 6725; E.O. 9156, 7 F.R. 3340; Gen. Order ODT 3, Revised, as amended, 7 F.R. 5445: 7 F.R. 6689: 7 F.R. 7694).

Issued at Washington, D. C., this 30th day of October, 1942.

JOSEPH B. EASTMAN, Director of Defense Transportation.

[P. R. Doc. 42-11034; Filed, October 39, 1942; 12:00 m.]

^{*}Copies may be obtained from the Office of Price Administration.

¹⁷ F.R. 5620, 6744, 6659, 7454, 7843, 7945. 8558.

^{*7} F.R. 3153, 3330, 3600, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5270, 5102, 5305, 5445, 5565, 5484, 5775, 5784, 5783, 6059, 6091, 6007, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7769, 7913, 8431.

²⁷ F.R. 5445, 6639, 7694.

[General Permit ODT 17-16]

PART 521-CONSERVATION OF MOTOR EQUIPMENT—Exceptions, PERMITS AND EXEMPTIONS

SUBPART K-MOTOR CARRIERS OF PROPERTY

TRANSPORTATION OF FARM PRODUCTS AND SUPPLIES

In accordance with the provisions of Title 49, Chapter II, Part 501, Subpart K. (General Order ODT 17, as amended,1) § 501.71, of the Code of Federal Regulations,

It is hereby authorized that:

8 521,2891 Transportation of farm, products and supplies. Motor carriers when operating a motor truck engaged exclusively in the transportation of farm products from a farm or farms to a concentration or storage point, processing or packing plant, dehydrating, brining, freezing, or grading place, cannery, mill, warehouse, stockyard, wholesale or retail market, or to a rail or a water carrier, or when operating a motor truck engaged exclusively in the transportation of farm supplies to a farm or farms, are hereby relieved, in respect of trucks so engaged, from compliance with the provisions of § 501.67, paragraph (c) of § 501.68, and subparagraph (2) of paragraph (a) of § 501.69 of Subpart K (General Order ODT 17, as amended), Part 501, this title and chapter of the Code of Federal Regulations, for a period of thirty (30) days commencing November 1, 1942, and ending November 30, 1942. (E.O. 8989, 6 F.R. 6725; E.O. 9156, 7 F.R. 3349; Gen. Order ODT 17, as amended, 7 F.R. 5678; 7 F.R. 7694).

Issued at Washington, D. C., this 30th day of October, 1942.

JOSEPH B. EASTMAN. Director of Defense Transportation.

[F. R. Doc. 42-11085; Filed, October 30, 1942; 11:59 a. m.l

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[Docket No. A-1669]

CENTRALIA COAL CO.

NOTICE OF AND ORDER FOR HEARING

In the matter of the petition of Centralia Coal Company, a Code Member in District No. 10 for a reduction of the effective minimum price for shipments of railroad locomotive fuel from its Centralia No. 5 Mine.

A petition, pursuant to the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named

It is ordered, That a hearing in the above-entitled matter under the applicable provisions of said Act and the rules of the Division be held on November 19, 1942, at 10:00 o'clock in the forenoon of that day, at a hearing room of the Bituminous Coal Division, 734 Fifteenth Street NW., Washington, D. C. On such day the Chief of the Records Section in room 502 will advise as to the room where such hearing will be held.

It is further ordered, That Travis Williams or any other officer or officers of the Division duly designated for that purpose shall preside at the hearing in such mat-The officers so designated to preside at such hearing are hereby authorized to conduct said hearing, to administer oaths and affirmations, examine witnesses, take evidence, to continue said hearing from time to time, and to prepare and submit proposed findings of-fact and conclusions and the recommendation of an appropriate order in the premises, and to perform all other duties in connection therewith authorized by law.

Notice of such hearing is hereby given to all parties herein and to persons or entities having an interest in this proceeding and eligible to become a party herein. Any person desiring to be admitted as a party to this proceeding may file a petition of intervention in accordance with the rules and regulations of the Bituminous Coal Division for proceedings instituted pursuant to section 4 II (d) of the Act, setting forth the facts on the basis of which the relief in the original petition is supported or opposed or on the basis of which other relief is sought. Such petitions of intervention shall be filed with the Bituminous Coal Division on or before November 12, 1942.

All persons are hereby notified that the hearing in the above-entitled matter and any orders entered therein, may concern, in addition to the matters specifically alleged in the petition, other matters necessarily incidental and related thereto, which may be raised by amendment to the petition, petitions of intervention or otherwise, or which may be necessary corollaries to the relief, if any, granted on the basis of this petition.

The matter concerned herewith is in regard to the petition of Centralia Coal Company, a code member in District No. 10 for a reduction of the effective minimum price for shipments of railroad locomotive fuel from its Centralia No. 5 Mine (Mine Index No. 29) to the Wabash Railroad, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

Dated: October 29, 1942.

[SEAL]

DAN H. WHEELER, Director.

[F. R. Doc. 42-11074; Filed, October 30, 1942; 11:12 a. m.]

[Docket No. B-333]

TRA H. BISEL

ORDER POSTPONING HEARING

The above-entitled matter having been heretofore scheduled for hearing on November 2, 1942, at 10 a.m. at a hearing room of the Bituminous Coal Division, at Room 118, Colonial Hotel, Altoona, Pennsylvania, pursuant to an order issued in the above-entitled matter on September 29, 1942; and

The Director deeming it advisable that ` said hearing should be postponed;

Now, therefore, It is ordered, That the said hearing in the above-entitled matter be, and the same hereby is, postponed from November 2, 1942, at 10 a. m., to a time and place to be hereafter designated by an appropriate order.

Dated: October 29, 1942.

DAN H. WHEELER, Director.

[F. R. Doc. 42-11073; Filed, October 30, 1942; 11:12 a. m.]

APPLICATIONS FOR REGISTRATION AS DISTRIBUTORS

To all district boards, code members, distributors, the consumers' counsel and other interested persons:

An application for registration as a distributor has been filed by each of the following and is under consideration by the Director:

Date application filed

Name and address Bert R. Arbogast, (Numa Coal

May 22, 1943
M. Nettleship—M. Nettleship &
Co., Yakima, Wash

Peninsular Coal Co., Jackson

Oct. 14, 1942 _____ Oct. 14, 1942 ville, Fla....

Any district board, code member, distributor, the Consumers' Counsel, or any other interested person, who has pertinent information concerning the ellgibility of any of the above-named applicants for registration as distributors under the provisions of the Bituminous Coal Act and the Rules and Regulations for the Registration of Distributors, is invited to furnish such information to the Division on or before November 23, 1942. This information should be mailed or presented to the Bituminous Coal Division, Department of the Interior, Washington, D. C.

Dated: October 29, 1942.

ESEALJ

DAN H. WHEELER. Director.

[F. R. Doc. 42-11075; Filed, October 30, 1942; 11:12 a. m.]

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration. [Administrative Order No. 733]

NORTH CAROLINA

ALLOCATION OF FUNDS FOR LOANS

OCTOBER 23, 1942.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said Act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation: North Carolina 3043G5 Jones ... \$735,000

[SEAL]

HARRY SLATTERY. Administrator.

[F. R. Doc. 42-11079; Filed, October 30, 1942; 11:29 a. m.]

¹⁷ F.R. 5678, 7694.

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 176]

97.5% OF THE CAPITAL STOCK OF MEITO CHINA CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

390 shares (which constitute a substantial part, namely, 97.5%, of all outstanding shares) of \$100 par value common capital stock of Meito China Corporation, a New York corporation, New York, New York, which is a business enterprise within the United States, the names and last known addresses of the registered owners of which, and the number of shares owned by them respectively, are as follows:

Names	Last known 'addresses	Number of shares
Viscount Masayuki Katano Tolichiro Terazawa Matasaburo Suzuki Yulchiro Kuroda Kiyonori Nakayama Masaichi Yoshida Kohsi Kitch Akio Matsumura George Yamaoka	Tokyo, Japan	63 60 60 60 60 60 7 10 10 10

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country. and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise. and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise deaft with in the interest of and for the benefit of the United

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien

Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

or right to allowance of any such claim.
The terms "National", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on September 28, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11083; Filed, October 30, 1942; 11:58 a. m.]

[Vesting Order 270]

MACHINERY AND STEEL TUBES OWNED BY TATSUM ENGINEERING COMPANY, LTD., TOKYO, JAPAN

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

Nineteen cases containing 264 pieces of machinery and 110 seamless steel tubes stored at Daker and Williams Company, 92-98 Morton Street, New York, New York,

is property within the United States owned or controlled by Tatsumi Engineering Company, Ltd., whose last known address was represented to the undersigned as being Tollyo, Japan, and determining that to the extent that such Japanese firm is a person not within a designated enemy country the national interest of the United States requires that it be treated as a national of the aforesaid designated enemy country (Japan), and therefore determining that it is a national of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property

Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on October 29, 1942.

[SEAL]

LEO T. CROWLEY, Alien Property Custodian.

[F. R. Doc. 42-11032; Filed, October 30, 1942; 11:57 a. m.]

[Vesting Order 192]

Interest of Partner in Fujita & Co.

Correction

In the fifth line of the second paragraph of the order appearing on page 8668-of the issue for Tuesday, October 27, 1942, the words "Jujita & Co." should be "Fujita & Co."

OFFICE OF PRICE ADMINISTRATION.

[Order 5 Under RPS 23]

GREEN RIVER DISTILLING COMPANY

ORDER GRANTING ADJUSTMENT

Order No. 5 Under Revised Price Schedule No. 28—Ethyl Alcohol—Docket Nos. 3028-7 and 3028-10.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, It is ordered:

(a) Notwithstanding anything to the contrary contained in Revised Price Schedule No. 28 or in the General Maximum Price Regulation, Green River Distilling Company, a corporation organized and existing under the laws of the State of Maryland, may sell and deliver ethyl alcohol of 188 proof or higher, of any formulae thereof, including pure ethyl alcohol, and the Defense Supplies Corporation, Washington, D. C., a corporation organized under section 5 (d) of the Reconstruction Finance Corporation Act as amended, may buy such ethyl alcohol, under the contracts entered into by the Green River Distilling Company and the Defense Supplies Corporation on July 31, 1942 and September 2, 1942, at prices not in excess of those set forth below:

\$.6324 per wine gallon, f. o. b. plant

(b) All prayers of the applicant not granted herein are denied.

(c) This Order No. 5 under Revised Price Schedule No. 28 shall become effective October 30, 1942 and shall operate retroactively from July 31, 1942.

Issued this 29th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-11037; Filed, October 29, 1942; 12:46 p. m.]

¹⁷ F.R. 5205.

[Order 1 Under MPR 114]

MOUNT TOM SULPHITE PULP COMPANY

ORDER DENYING PETITION FOR ADJUSTMENT

Order No. 1 Under Maximum Price Regulation No. 114—Woodpulp—Docket No. 3114-2.

On July 22, 1942, Mount Tom Sulphite Pulp Company, Mount Tom, (Northampton) Massachusetts, filed a petition for an exception pursuant to § 1347.230 (a) of Maximum Price Regulation No. 114. Due consideration has been given to the petition, and an opinion in support of this Order No. 1 has been issued simultaneously herewith and has been filed with the Division of the Federal Register. For the reasons set forth in the opinion, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1, issued by the Office of Price Administration. It is hereby ordered, That said petition be, and it hereby is, denied.

(a) This Order No. 1 shall become effective October 29, 1942.

Issued this 29th day of October 1942.

Leon Henderson,
Administrator.

[F. R. Doc. 42-11033; Filed, October 29, 1942; 12:42 p. m.]

[Order 68 Under MPR 120] T. A. HOSKINS

ORDER GRANTING ADJUSTMENT

Order No. 68 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120–98.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Price Administrator under the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is ordered:

(a) T. A. Hoskins, Sheridan County, Wyoming, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not to exceed the respective prices stated therein;

(b) Coal in Size Groups 1, 4, 7 and 15 produced at the Black Diamond Mine (Mine Index No. 132), Subdistrict No. 7, District No. 19, of T. A. Hoskins, owner and operator, may be sold, for shipment by truck or wagon, at prices, per net ton, f. o. b. the mine, not to exceed \$3.10, \$2.90, \$2.75 and \$2.00, respectively.

(c) This Order No. 68 may be revoked or amended by the Price Administrator at any time;

(d) All prayers of the petition not

granted herein are denied;
(e) Unless the context otherwise re-

(e) Unless the context otherwise requires, the definitions set forth in § 1340.208 of the Maximum Price Regulation No. 120 shall apply to terms used herein.

herein.
(f) This Order No. 68 shall become effective October 30, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

Leon Henderson,

Administrator.

[F. R. Doc. 42-11030; Filed, October 29, 1942; 12:41 p. m.]

[Order 69 Under MPR 120]
THE MARYLAND FUEL COMPANY
ORDER GRANTING ADJUSTMENT

Order No. 69 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 1120–82–P.

For the reasons set forth in the Opinion issued simultaneously, herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is hereby ordered:

(a) The Maryland Fuel Company, Frostburg, Maryland, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not to exceed the price stated therein:

(b) Coals in Size Group 3 produced at the Maryland No. 1 Mine (Mine Index No. 679), District No 1, of the Maryland Fuel Company, may be sold for shipment by all methods of transportation, except truck or wagon, at prices not to exceed \$3.00 per net ton, f. o. b. the mine;

(c) This Order No. 69 may be revoked or amended by the Price Administrator at any time;

(d) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to terms used herein;

(e) This Order No. 69 shall become effective October 30, 1942.

(Pub. Law 421, 77th Cong.; Pub. Law 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON, Administrator.

[F. R. Doc. 42-11031; Filed, October 29, 1942; 12:42 p. m.]

[Order 70 Under MPR 120] RURAL COAL MINE

ORDER GRANTING ADJUSTMENT

Order No. 70 Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine or Preparation Plant—Docket No. 3120–245.

For the reasons set forth in an Opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, It is hereby ordered:

(a) Maverick W. Poston, doing business as Rural Coal Mine at Coal Valley, Illinois, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) below at prices not in excess of the respective prices stated therein;

A (b) Truck or wagon shipments of coals produced at the Rural Coal Mine, Mine Index No. 641, District No. 10, may be sold at the following prices per net ton f. o. b. the mine for the sizes indicated:

(c) This Order No. 70 may be revoked or amended by the Price Administrator at any time.

(d) All prayers of the petition not

granted herein are denied.

(e) Unless the context otherwise requires, the definitions set forth in § 1340.208 of Maximum Price Regulation No. 120 shall apply to the terms used herein;

herein;
(f) This Order No. 70 shall become effective the 30th day of October, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

Leon Henderson,

Administrator.

[F. R. Doc. 42-11036; Filed, October 29, 1942; 12:41 p. m.]

> [Order 71 Under MPR 120] STAR COAL COMPANY

ORDER GRANTING ADJUSTMENT

Order No. 71, Under Maximum Price Regulation No. 120—Bituminous Coal Delivered From Mine Or Preparation Plant—Docket No. 3120–99.

For the reasons set forth in the Opinion issued simultaneously herewith and under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, It is hereby ordered, That:

(a) Andrew E. Kuzara, Sheridan, Wyoming, doing business as the Star Coal Company, may sell and deliver, and any person may buy and receive, the bituminous coal described in paragraph (b) at prices not to exceed the respective prices stated therein.

(b) Coals in Size Groups 1, 4, 8, 10, 12 and 15 produced at the Star Mine (Mine Index No. 143), Subdistrict No. 7, District No. 19, of Andrew E. Kuzara, doing business as the Star Coal Company, may be sold for shipment by truck or wagon at prices, per net ton, f. o. b. the mine, not to exceed \$3.10, \$2.90, \$2.75, \$2.75, \$2.50 and \$2.00, respectively.

(c) This Order No. 71 may be revoked or amended by the Price Administrator

at any time.

(d) Unless the context otherwise requires, the definitions set forth in § 1340,208 of Maximum Price Regulation

No. 120 shall apply to the terms used herein.

(e) This Order No. 71 shall become effective October 30, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942.

LEON HENDERSON. Administrator.

[F. R. Doc. 42-11032; Filed, October 29, 1942; 12:42 p. m.]

[Order 33 Under MPR 122]

POCAHONTAS FUEL COMPANY, INC. ORDER GRANTING ADJUSTMENT

Order No. 33 Under Maximum Price Regulation No. 122-Solid Fuels Delivered From Facilities Other Than Producing Facilities-Dealers-Docket No. 3122-229.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, and in accordance with § 1340.257a (a) and (b) of Maximum Price Regulation No. 122, It is hereby ordered:

(a) Pocahontas Fuel Company Incorporated may sell and deliver from its coal docks at New Bedford, Boston and Salem, Massachusetts, and Portland, Maine, and any person may buy and receive the sizes of bituminous coal described in paragraph (b) below at prices not in excess of the respective prices

stated therein.

(b) Subject to the terms and provisions of Maximum Price Regulation No. 122, including provisions with respect to deliveries (1) of the same size, kind and quality of fuel, (2) in quantities taking the same price per ton, (3) to purchasers of the same class, (4) by the same method of delivery, and (5) under the same terms of delivery, bituminous coal may be sold at the prices per net ton listed below for the sizes indicated over the respective docks of the Pocahontas Fuel Company Incorporated, as follows:

	Port- land	Salem	Boston	New Bedford
Domestic run-of- mine	\$7.50 7.05 6.83 6.74 7.19 7.10	\$7.37 6.92 6.70 6.61 7.05 6.96	\$7.15 6.92 6.70 6.61 7.05 6.86	\$7.15 6.92 6.70 6.61 7.05 6.93

(c) This Order No. 33 may be revoked or amended by the Price Administrator at any time.

(d) All prayers of the petition not

granted herein are deried.

(e) Unless the context otherwise requires, the definitions set forth in § 1340.258 of Maximum Price Regulation No. 122 shall apply to the terms used herein:

(f) This Order No. 33 shall become effective as of May 18, 1942.

Issued this 29th day of October 1942. LEON HENDERSON, Administrator.

[F. R. Doc. 42-11035; Filed, October 23, 1942; 12:40 p. m.]

[Order 17 Under MPR 183]

THE TRANE COMPANY, INC.

ORDER ADJUSTING MAXIMUM PRICE

Order No. 17 Under § 1499.161 (a) of Maximum Price Regulation No. 188— Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, It is ordered, That:

(a) The Trane Company, Inc., La Crosse, Wisconsin, may sell, deliver and offer for sale, and all persons may buy and receive from it in the course of trade, heating, cooling and ventilating equipment, at the prices appearing in the price list of the Trane Company, Inc., which was issued under date of October 1, 1941, together with all discounts and allowances published therewith: Provided, That all published and unpublished discounts and allowances to individual customers which the Trane Company, Inc., has customarily given since October 1, 1941 continue to be so given.

(b) The adjustment granted to the Trane Company, Inc., in paragraph (a) is subject to the condition that it shall forthwith notify the dealers purchasing heating, cooling and ventilating equipment from it that the Office of Price Administration has by this Order authorized adjustment of its maximum prices

as provided in paragraph (a).

(c) This Order No. 17 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 17 shall become effective October 30, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942. LEON HENDERSON. Administrator.

[F. R. Doc. 42-11029; Filed, October 29, 1942; 12:43 p. m.]

[Order 18 Under MPR 183]

DUM BRICK WORKS

ORDER DENYING ADJUSTMENT

Order No. 18 Under § 1499.161 (a) of Maximum Price Regulation No. 188-Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel.

For reasons set forth in the opinion filed simultaneously herewith and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, It is ordered:

(a) The patition for amendment of the Dunn Brick Works of Erie, Pennsylvania, filed on June 24, 1942, hereby is denied.

(b) This Order No. 18 under § 1499.161 (a) of Maximum Price Regulation No. 188 shall become effective October 30, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 29th day of October 1942. LEON HENDERSON. Administrator.

[F. R. Doc. 42-11023; Filed, October 29, 1942; 12:44 p. m.]

[Order 19 Under MPR 183]

FRAMER MATTRESS COMPANY

ORDER GRAHTING ADJUSTMENT

Order No. 19, Under § 1499.161 (a) of Maximum Price Regulation No. 188— Manufacturers' Maximum Prices for Specified Building Materials and Consumers' Goods Other Than Apparel-Docket No. GF3-70.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Price Administrator under the Emergency Price Control Act of 1942, It is hereby ordered:

(a) Framer Mattress Company of Galveston, Texas may sell and deliver the mattresses listed herein at prices no higher than those set forth below:

"Texas Special" mattress (100 percent fly) _ "Plated Felt" mattress (center fly or linter cotton picking on top and

"Felt Cotton" mattress (solid cotton)_ 8.50 subject to the Framer Mattress Company's allowances, discounts, or other

price differentials from its regular quoted price list in effect during March, 1942. (b) Before offering to sell or delivering mattresses at the prices set forth in pragraph (a) hereof, Framer Mattress Company must furnish the buyer

the following notification:

The Office of Price Administration has authorized an increase in the maximum price of this mattrees from 8._ _ to 8_ (incerting correct figure). This represents only that part of our cost increases which we are unable to absorb and was granted with the provision that your maximum prices remain the same.

(c) This Order No. 19 shall become effective October 30, 1942.

Issued this 29th day of October 1942.

LEON HENDERSON. Administrator.

[F. R. Doc. 42-11034; Filed, October 29, 1942; 12:40 p. m.]

[Suspension Order 142, Reconsideration]

RANDALL M. WALKER

ORDER UPON RECONSIDERATION OF SUSPENSION ORDER

Order Upon Reconsideration of Suspension Order 142—Restricting Transactions by Randall M. Walker.

On October 20, 1942, Randall M. Walker, doing business as Walker Oil Company, Walker Chevrolet Company, Tank Car Station No. 5, Jesup, Georgia, filed a petition for reconsideration of Suspension Order No. 142 issued against the petitioner on October 16, 1942. This petition for reconsideration and the briefs and affidavits accompanying it, set forth certain facts which were not presented at the hearing on the charges against the petitioner held in Atlanta, Georgia, on September 17, 1942. The petition and the accompanying briefs and affidavits having been duly considered by the Deputy Administrator in Charge of Rationing, It is hereby ordered:

(a) That Suspension Order No. 142 is stayed until further order of the Deputy Administrator in Charge of Rationing.

(b) That a further hearing be held on the charges against petitioner at such time and place as may be specified and before such presiding officer as may be designated in accordance with Temporary Procedural Regulation No. 4.

(Pub. Law 421, 77th Cong.; sec. 2 (a) of Pub. Law 671, 76th Cong., as amended by Pub. Law 89, 77th Cong. and by Pub. Law 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; W.P.B Dir. 1 and Supp. Dir. 1H; 7 F.R. 3378, 3877, 5219)

Issued and effective this 29th day of October 1942.

PAUL M. O'LEARY, Deputy Administrator in Charge of Rationing.

[F. R. Doc. 42-11027; Filed, October 29, 1942; 12:45 p. m.]

[Suspension Order 148]

SAFE-T-TREAD TIRE CO.—GIDNEY TIRE CO.

ORDER RESTRICTING TRANSACTIONS

Suspension Order No. 148—Restricting Transactions by Benjamin Gidney, Louis Gidney, Morris Gidney, Gidney Tire Company and Safe-T-Tread Tire Company.

Benjamin Gidney, Louis Gidney, and Morris Gidney, partners doing business as Safe-T-Tread Tire Company and as Gidney Tire Company at 501 West Second. Street and at State and Harrison Avenues, in Cincinnati, Ohio, dealers in tires and recapped tires, and recappers of tires, hereinafter called respondents, were duly served with notice of specific charges of violations of the tire rationing regulations issued by the Office of Price Administration. Pursuant to said notice a hearing upon the charges was held on September 3, 1942, in Cincinnati, Ohio. There appeared a representative of the Office of Price Administration and respondents. The evidence pertaining to the charges was presented before an authorized presiding officer. Such evidence having been duly considered by the Dep-

uty Administrator in Charge of Rationing, It is hereby determined that:

(a) Respondents have violated the tire rationing regulations issued by the Office of Price Administration in that,

(1) Between February 19 and August 24, 1942, respondents for their own use as recappers, purchased and accepted delivery of more than 12,000 pounds of camelback from a manufacturer of camelback without delivering in exchange therefor any part of any certificate or any part of any receipt required by Revised Tire Rationing Regulations.

(2) On January 31, 1942, respondents failed to take an inventory of tires and tubes in their possession or control, and keep a record thereof as required by Tire

Rationing Regulations.

(3) Between February 28, and August 24, 1942, respondents failed to take any inventories of new tires and tubes, recapped tires, retreaded tires, or camelback in their possession or control and failed to keep a record of their production of retreaded and recapped tires as required by Revised Tire Rationing Regulations.

(4) On or about August 25, 1942, respondents sold and delivered to a private domestic consumer one new tire and three recapped tires without receiving in exchange therefor any certificate required by Revised Tire Rationing Regulations.

(5) On April 30, 1942, respondents received the Parts C of three tire rationing certificates for twelve tires and failed to complete and return them to the issuing Board within three days from the date of their delivery of the tires covered by said certificates as required by Revised Tire Rationing Regulations.

Because of the great scarcity and critical importance of rubber in the United States, respondents' violations of the tire rationing regulations issued by the Office of Price Administration have necessarily resulted in the diversion of rubber from military and essential civilian uses to non-essential uses in a manner contrary to the public interest and detrimental to national defense. It appears to the Deputy Administrator in Charge of Rationing on the evidence before him that further violations of the tire rationing regulations by respondents are likely unless appropriate administrative action is taken.

It is therefore ordered:

(b) During the period in which Suspension Order No. 148 shall be in effect,

(1) Respondents, their successors or assigns, shall not accept any transfers or deliveries of or in any manner directly, or indirectly receive from any source any new tires, new tubes, recapped tires, retreaded tires, camelback or other recapping or retreading material.

(2) No person shall in any manner, directly or indirectly, sell, transfer or deliver any new tires new tubes, recapped tires, retreaded tires, camelback or other recapping or retreading material to respondents, their successors or assigns, regardless of whether such materials have been previously purchased and completely paid for.

(3) Respondents shall not sell, transfer, deliver, or otherwise deal or trade

in any new tires, new tubes, recapped tires, retreaded tires, camelback or other retreading or recapping material: *Provided, however*, That respondents may make sales, transfers, or deliveries of their stocks thereof in their possession on the effective date of this order with the prior approval and under the supervision of the Regional Administrator of the Office of Price Administration for Region III.

(4) Respondents, their successors, or assigns, shall not enter into any contract or commitment for the recapping or retreading of tires or recap or retread any tires or in any way use or consume any camelback or other retreading or recapping material: Pro-vided, however, That if any contracts for retreading or recapping of tires have been entered into by respondents and such tires have been prepared in any degree for retreading or recapping or have been retreaded or recapped prior to the effective date of this suspension order, such recapping or retreading may be completed and the retreaded or recapped tires delivered in accordance with the provisions of the tire rationing regulations issued by the Office of Price Administration.

(c) Any term used in this Suspension Order No. 148 that is defined in Revised Tire Rationing Regulations shall have the meaning therein given it.

(d) This Suspension Order No. 148 shall become effective October 30, 1942, and shall remain in effect until further order of the Deputy Administrator in Charge of Rationing, but in no event later than December 31, 1944.

(Pub. Law 421, 77th Cong.; sec. 2 (a) of Pub. Law 671, 76th Cong.; as amended by Pub. Law 89, 77th Cong., and by Pub. Law 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; W.F.B. Dir. 1 and Supp. Dir. 1B, 7 F.R. 562, 925; W.P.B. Supp. Order No. M-15-c, 6 F.R. 6792)

Issued this 29th day of October 1942.

PAUL M. O'LEARY,

Deputy Administrator

In Charge of Rationing.

[F. R. Dcc. 42-11039; Filed, October 29, 1942; 12:45 p. m.]

[Suspension Order 146]

CANTON TIRE SERVICE

ORDER RESTRICTING TRANSACTIONS

Howard L. Foster, doing business as Canton Tire Service at 429 McKinley Avenue NW., Canton, Ohio, herein called respondent, is a recapper and a dealer in recapped tires. Respondent was duly served with notice of specific charges of violations of tire rationing regulations, issued by the Office of Price Administration. Pursuant to said notice a hearing upon said charges was held on September 2, 1942, at Canton, Ohio. There appeared a representative of the Office of Price Administration and respondent. The evidence pertaining to such charges was presented before an authorized presiding officer. Such evidence having been considered by the

Deputy Administrator in Charge of Rationing, It is hereby determined that:

Respondent has violated the Revised Tire Rationing Regulations in that between February 19 and August 6, 1942, respondent sold, transferred and delivered large numbers of recapped tires without receiving in exchange therefor any certificates or any parts of any certificates authorizing such deliveries. Said sales, transfers and deliveries were made to consumers and were not made to or for the account of any government or governmental agency, to any manufacturer of new vehicles, or for export.

Because of the great scarcity and critical importance of rubber in the United States, the violations of the tire rationing regulations by respondent have resulted in the diversion of rubber from military and essential civilian uses into non-essential uses in a manner contrary to the public interest and detrimental to national defense. It appears to the Deputy Administrator in Charge of Rationing, from the evidence before him, that further violations of the tire rationing regulations by respondent are likely unless appropriate administrative action is taken.

It is therefore ordered:

(a) During the period in which this suspension order shall be in effect,

(1) Respondent shall not accept any deliveries or transfers of, or in any manner directly or indirectly receive from any source, any camelback or other recapping or retreading material.

(2) No person, firm or corporaton shall, directly or indirectly, sell, transfer or deliver any camelback or other retreading or recapping material to re-

spondent.

- (3) Respondent shall not, in any manner directly or indirectly, sell, transfer or deliver any recapped or retreaded tires, nor shall he recap or retread any tires or in any way use or consume any camelback or other retreading or recapping material; Provided, however, That if any contracts for the retreading or recapping of tires have been entered into by respondent and such tires have been prepared in any degree for retreading or recapping or have been retreaded or recapped prior to the date of service of this suspension order, upon respondent, such retreading and recapping may be completed and the retreaded or recapped tires delivered in accordance with the revised tire rationing regulations; Provided, further, That respondent may sell, transfer and deliver his stock of camelback on hand as of the effective date of this order with the prior approval of the Regional Administrator of Region III and under his supervision.
- (b) Any terms used in this suspension order that are defined in the Revised Tire Rationing Regulations shall have the meaning therein given them.
- (c) This suspension order shall become effective October 30, 1942, and shall remain in effect until further order by the Deputy Administrator in Charge of Rationing, but not later than December 31, 1944

(Pub. Law 421, 77th Cong.; sec. 2 (a) of Pub. Law 671, 76th Cong.; as amended by

Pub. Law 89, 77th Cong. and by Pub. Law 507, 77th Cong.; E.O. 9125, 7 F.R. 2719; W.P.B. Dir. 1 and Supp. Dir. 1B, 7 F.R. 562, 925; W.P.B. Supp. Order M-15-c, 6 F.R. 6792)

Issued this 29th day of October 1942.

PAUL M. O'LEARY, Deputy Administrator in Charge of Rationing.

[F. R. Doc. 42-11040; Filed, October 23, 1942; 12:46 p. m.]

[Suspension Order 149]

WALTER J. MUELLER, INC., ET AL.

ORDER RESTRICTING TRANSACTIONS

Walter J. Mueller, Inc., an Ohio corporation, and Walter J. Mueller, 1336 Superior Avenue, Cleveland, Ohio, distributors, hereinafter called respondents, were duly served with notice of specific charges of violations of the tire rationing regulations issued by the Office of Price Administration. Pursuant to -said notice a hearing on the charges was held on September 16, 1942, at Cleveland, Ohio. There appeared a representative of the Office of Price Administration and respondents. The evidence pertaining to the charges was presented before an authorized presiding officer. Such evidence having been considered by the Deputy Administrator in Charge of Rationing, It is hereby determined That:

(a) Respondents have violated the tire rationing regulations issued by the Office of Price Administration in that:

- (1) On February 28, 1942, and at the close of business on the last day of each month thereafter to and including July 31, 1942, respondents failed to take an inventory of new tires and tubes in their possession or under their control and failed to keep a record thereof as required by revised tire rationing regulations.
- (2) Respondents filed with the Office of Price Administration an OPA Form R-17, wherein they failed to include and set forth more than 600 tires and 600 tubes that were in their possession and control on the last day of the quarter ending June 30, 1942.
- (3) On May 8, 1942, respondents sold and delivered to a private domestic consumer, Norwalk Truck Lines, Norwalk, Ohio, 225 new truck tires without receiving in exchange therefor at the time of said delivery a sufficient number of certificates to authorize said sale and delivery of tires as required by revised tire rationing regulations. Respondents did not receive a sufficient number of such certificates until July 15, 1942.

Because of the great scarcity and critical importance of rubber in the United States, respondents' violations of the tire rationing regulations issued by the Office of Price Administration have necessarily resulted in the diversion of rubber from military and essential civilian uses to non-essential uses in a manner contrary to the public interest and detrimental to national defense. It appears to the Deputy Administrator in Charge of Rationing on the evidence be-

fore him that further violations of the tire rationing regulations by respondents are likely unless appropriate administrative action is taken.

It is therefore ordered:

(b) During the period in which Suspension Order No. 149 shall be in effect,

(1) Respondents shall not accept any transfers or deliveries of or in any manner directly or indirectly receive from any source any new tires, new tubes, recapped tires, or retreaded tires.

(2) No person shall in any manner directly or indirectly, sell, transfer or deliver any new tires, new tubes, recapped tires, or retreaded tires to respondents regardless of whether such tires or tubes have been previously purchased and completely paid for.

(3) Respondents shall not sell, transfer, or deliver any new tires, new tubes, recapped tires, or retreaded tires: Provided, however, That respondents may make sales, transfers, or deliveries of their stocks thereof in their possession on the effective date of this order with the prior approval and under the supervision of the Regional Administrator of the Office of Price Administration for Region III.

(c) Any term used in this Suspension Order No. 149 that is defined in Revised Tire Rationing Regulations shall have the meaning therein given it.

(d) This Suspension Order No. 149 shall become effective October 30, 1942, and shall remain in effect until January 30, 1943.

(Pub. Law 421, 77th Cong.; sec. 2 (a) of Pub. Law 671 76th Cong.; as amended by Pub. Law 89, 77th Cong. and by Pub. Law 507, 77th Cong.; E.O. 9125, 7 F.B. 2719; W.P.B. Dir. 1 and Supp. Dir. 1B, 7 F.R. 562, 925; W.P.B. Supp. Order M-15-c, 6 F.R. 6792)

Issued this 29th day of October 1942.

PAUL M. O'LEARY,

Deputy Administrator

In Charge of Rationing.

[P. R. Doc. 42-11038; Filed, October 23, 1942; 12:45 p. m.]

UNITED STATES COAST GUARD.

GRAND HAVEN, MICH., AND LUDINGTON, MICH.

CORRECTION TO ORDER REGARDING MERCHANT MARINE INSPECTION OFFICES

OCTOBER 27, 1942.

Paragraph No. 2 of the "Order abolishing Merchant Marine Inspection Office at Grand Haven, Mich., and establishing a Merchant Marine Inspection Office at Ludington, Mich.," appearing on page 8410 of the Federal Register, Saturday, October 17, 1942, is amended to read as follows:

"2. A Merchant Marine Inspection Office is established at Ludington, Mich."

R. R. WAESCHE, Vice Admiral, U. S. Coast Guard, Commandant.

[F. R. Doc. 42-11663; Filed, October 39, 1942; 9:09 a. m.]